

2021 Resolutions
Town Board
Town of North Hudson

Resolution # 1 of 2021
2021 Appointments

	Joseph Provoncha.....	Historian
	Michael Marsden.....	Chairman of Board of Assessors
<i>Alt. Jan</i>	Sarah Potter.....	Dog Control Officer
	Martha King.....	Registrar
	Jean McKee.....	Deputy Registrar
	Kenneth Foster.....	Deputy Highway Superintendent
	Marshall Gero	Deputy Town Supervisor
	Jean McKee.....	Deputy Town Clerk
	Martha King	Town Auditor
	Stephanie DeZalia.....	Budget Officer
	Martha King.....	Records Management Officer
	Martha King	Records Access Officer
	Jon Senecal.....	Zoning/Building Codes
	Martha King.....	Health Officer
	Cassandra D'Agostino.....	Safety Coordinator

Resolution so moved by Councilman Dobie, Seconded by Councilman Gero
 Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 2 of 2021

Resolve that the town supervisor appoints committees with the following duties and responsibilities. All members of the town board are members of 3 committees:

	Chairman	Vice Chairman
Highway	Brian Caza,	Robert Dobie
Personnel****	Robert Dobie	Maureen Marsden
Public Services***	Brian Caza	Marshall Gero
Justice/Courts	Marshall Gero	Robert Dobie
Finance & Administration *	Maureen Marsden	Brian Caza
Human Services**	Maureen Marsden	Marshall Gero

*Town Clerk, Town Board, Tax Collector, Supervisor, elections, zoning, planning, budget officer

**Youth, senior citizens, health, Social Services, ambulance contract, community beautification.

***Veterans, insurance, street lighting, beach, park, cemeteries, buildings, transfer station, animals, economic development, assessors, fire protection contract, and publicity.

****Policies and Contracts

Moved by Councilman Caza Second Councilwoman Marsden

Roll call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 3 of 2021

Official Designations:

Official Depository ... Glens Falls National Bank

Investment Depository ... Glens Falls National Bank, CLASS and such institutions or depositories as the Supervisor may deem to be beneficial and with prior approval of the Board.

Official Newspaper ... Sun Community News

Moved by Councilman Dobie Second Councilwoman Marsden

Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 4 of 2021

Establishment of Salaries:

Supervisor	\$25,000
Deputy Supervisor	\$ 765
Town Clerk/TC	\$16,500
Registrar.....	\$ 306
Deputy Town Clerk	\$ 510
(4) Councilmen @5,098 each.....	\$ 20,392
Justice.....	\$23,409
Budget Officer.....	\$ 1,530
(2) Assessors @ 5,930.....	\$ 11,860
Chairman of Board of Assessors	\$ 9,572
Superintendent of Highways.	\$46,410
Deputy Supt. of Highways	\$ 612
Animal Control Officer	\$ 887
Zoning & Bldg. Codes Officer.....	\$ 25.00 per hr.
Health Officer.....	\$ 310
Safety Coordinator.....	\$ 612

Be it further resolved that paychecks will be issued every two (2) weeks beginning January 15, 2021.

Moved by Councilman Gero Second Councilman Caza

Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution #5 of 2020

The establishment of pay scale, benefits and fringe benefits for Highway Department employees.

Resolved that those classified as Heavy Equipment Operators shall be paid Sixteen dollars (\$16.00) per hour for forty (40) hours per week and after one (1) year of continuous service the pay rate will be nineteen dollars and fifteen cents (\$19.15) per hour for forty (40) hours and those classified as Laborers shall be paid fourteen dollars and eighty-three cents (\$14.83) per hour for forty (40) hours and be it further resolved that overtime pay for the time over forty (40) hours be at time and a half, and

Be it further resolved that paid holidays are as follows: New Year’s Day, Martin Luther King Day, Presidents’ Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day, Veterans’ Day, Thanksgiving Day, Christmas Day, and one floating holiday and

Be it further resolved that vacations be given as such: after completion of one year – one week; after three years – two weeks; after ten years – three weeks and after fifteen years – four weeks will be given, accumulated up to two weeks, and

Be it further resolved that sick time for full time Highway Department employees will be seven (7) days per year at the rate of eight (8) hours per day, accumulative to forty (40) days maximum, and two personal days per year (not accumulative) and

Be it further resolved the Highway Department employees shall be paid every two weeks, and

Be it further resolved that the payroll shall be based on those days worked or entitled to (sick, vacation, etc.) from Monday to Sunday encompassing two (2) weeks and the Superintendent of Highways will have the time sheets to the office of the Supervisor by 8 a.m. on Tuesday with the checks being issued by 11 a.m. on Thursday, and

Be it further resolved that the Town of North Hudson will provide up to two (2) pairs of OSHA-approved, steel-toed foot wear for each full time employee and the Superintendent of Highways and one (1) pair of OSHA-approved, steel-toed foot wear for part-time and/or seasonal employees per year at a cost of no more than One Hundred Dollars (\$100) per pair. OSHA-approved footwear shall be worn on the job at all times,

Be it further resolved that Highway employees will receive three (3) hours minimum call-in pay which occurs between November 1 through March 1, for the purposes of snow and ice removal, and

Be it further resolved that the Clerk of the Board is hereby authorized and directed to send a certified copy of this resolution to the Superintendent of Highways.

Moved by Councilman Dobie Second Councilman Gero

Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 6 of 2021

Establishment of salaries of other town employees:

Clerk to the Supervisor	\$ 17.27 per hour
Cleaning custodian	\$ 12.50 per hour
Landfill attendant	\$ 14.00 per hour
Substitute attendant	\$ 12.50 per hour
Secretary to the Planning Bd, Zoning Bd of Appeals and BAR	\$ 12.50 per hour
Court Clerk	\$ 14.00 per hour

Moved by Councilman Caza Second Councilman Dobie

Roll: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 7 of 2021

Resolved that the Town Board authorizes the Court Clerk to maintain consistent posted working hours, Monday through Friday, up to 30 hours.

Resolution was moved by Councilwoman Marsden Second Councilman Gero

All in favor Ayes-5, No-0

Resolution # 8 of 2021

Resolved for the adoption of Current Policies, all of which have remained unchanged to this date.

Adoption of Policies

Code of Ethics

Open Meetings Law Policy

Clean Air Policy

Procurement Policy

Investment Policy

Moved by Councilman Dobie Second Councilwoman Marsden
Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 9 of 2021

Town Board Meetings

Resolved that the Regular Town Board meetings will, through the year 2021, be held on the **third Tuesday** of the month at **6:00 p.m.**

Meetings will be held in the North Hudson Town Hall.

The dates are as follows:

January 19, 2021

February 16, 2021

March 16, 2021

April 20, 2021

May 18, 2021

June 15, 2021

July 20, 2021

August 17, 2021

September 21, 2021

October 19, 2021

November 16, 2021

December 21, 2021

Be it further resolved that all Regular Town Board meetings and public hearings will be published prior to the meeting in the Official Newspaper, on the town website and/or sign board. Special meetings may be called by the Supervisor at any time by giving at least a two-day notice in writing to other members of the Board and the Town Clerk and, Be it further resolved that any town official publishing a legal notice shall keep on file for one (1) year the notice from the paper.

Moved by Councilman Gero Second Councilman Caza

Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 10 of 2021

Acknowledgement of the Books

Resolved that the town board will require that all official books concerning the collection and disbursement of monies be presented to the board for review and the Annual Accounting of the Books to be held no later than January 20th of the following calendar year. These are the books of the Judges, Town Clerk, Tax Collector and the Supervisor.

Moved by Councilman Caza Second Councilwoman Marsden

Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 11 of 2021

Authorizing the Highway Superintendent to purchase tools, equipment and repair orders.

Resolved that the Highway Superintendent be authorized to expend amounts up to One Thousand Dollars (\$1000) to purchase tools, equipment, supplies and amounts up to One Thousand Dollars (\$1000) for repair orders without the prior approval of the Town Board, but must follow the Town Procurement Policy.

Moved by Councilman Dobie Second Councilwoman Marsden

Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 12 of 2021

Authorization to sign checks

Resolved that the town supervisor, or her deputy, be authorized to sign checks in the name of the Town, and

Be it further resolved that the Clerk to the Supervisor has the authorization to get information in regard to any and all accounts at the bank for the purpose of doing his/her job, such as balances, maturity dates and making deposits.

Moved by Councilman Caza Second Councilwoman Marsden

Roll call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 13 of 2021

Marriage Officer Appointment

Resolved to appoint Joseph Provoncha, Essex County Clerk, to be Marriage Officer for 2021.

Appointment was moved by Councilman Dobie Second Councilwoman Marsden

All in Favor 5-Ayes, No-Noes

Resolution # 14 of 2021

Mileage

Resolved that the Town Board does hereby set the standard mileage rate at the amount set by the Internal Revenue Service for 2021, for the use of their vehicles while performing official duties, attending schools, convention and actual expenses. All mileage is measured from the Town Hall and must be submitted within sixty (60) days of the travel. (rate being .56 for 2021)

Moved by Councilman Gero Second Councilwoman Marsden

Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 15 of 2021

Renting Equipment

Resolved that the Superintendent of Highways be authorized to rent town equipment to other municipalities at the standard rates.

Moved by Councilwoman Marsden Second Councilman Dobie,

Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 16 of 2021

Filing

Resolved that the Town Board order all town officers to place copies of up-to-date certificates and copies of all minutes of official committees of the Board on file in the Town Clerk's office.

Move by Councilman Gero Second Councilman Caza

All in favor-5, Opposed-0

Resolution # 17 of 2021

Inventory

Resolved that the town clerk shall distribute to all Department Heads inventory sheets each year by November 1, and

Further resolved that each Department Head will have the inventory completed by the Organization Meeting and copies shall be distributed to the town board thirty (30) days thereafter.

Motion by Councilwoman Marsden Second Councilman Dobie

In Favor-5 Ayes

Opposed-0 Noes

Resolution # 18 of 2021

Contracts

Fire Protection – Authorize the Town Supervisor to contract with the North Hudson Volunteer Fire Company in the amount of eighty-four thousand dollars (\$84,000) for the purpose of fire protection and in the amount of Ten thousand dollars (\$10,000) for the Fire Department Awards program.

Ambulance-Authorize the Town Supervisor to contract with the Schroon Lake Ambulance Squad for the purposes of Ambulance Services in the amount of eighty-three thousand eight hundred twenty-three dollars and forty-nine cents (\$83,823.49) and Life Flight in the amount of One Thousand dollars (\$1,000).

Moved by Councilwoman Marsden Second Councilman Gero

Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution #19 of 2021

Post-Audit payments authorized

Resolved that the Town Board gives permission to pay telephone, electric, health insurance and postage when the bills come in and that the bills be produced for auditing at the next town board meeting.

Moved by Councilwoman Marsden Second Councilman Caza

Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 20 of 2021

Youth State Aid

Resolve that the Town Board authorizes the expenditure of at least one thousand dollars (\$1,000) for the Youth Program.

Moved by Councilman Caza Second Councilman Gero:

Roll Call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 21 of 2021

Association of Towns Meeting and Meal Money

Resolve that officials must have prior approval to attend the Association of Towns Meeting and authorization for upfront money for meals to any town officer going to an approved conference or training session.

Moved by Councilwoman Marsden Second Councilman Dobie

Roll call: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 22 of 2021

Annual Report

Resolved that the Supervisor shall submit to the Town Clerk and to the State Comptroller a copy of the Annual Report of 2020 within sixty (60) days after the close of the year.

Moved by Councilman Dobie Second Councilwoman Maureen Marsden

Roll: Caza-Aye, Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye

Resolution # 23 of 2021

Resolution appointing Supervisor DeZalia to attend the Annual Business Session of the Association of Towns and be designated as Voting Delegate, and to cast the vote for the Town of North Hudson, pursuant to sec 6 of Article III of the Constitution and Bylaws of said Association and if for some reason Supervisor DeZalia cannot be present to cast said vote, in her absence, said vote will be cast by Town Clerk, Martha King, set as and designated as Alternate.

Moved by Councilwoman Marsden Second Robert Dobie

Roll Call: Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye Excused: Mr. Caza

Resolution #24 of 2021

Resolution authorizing the Town Supervisor to contract with Essex County for the removal of snow and ice from the 21.64 miles of County roads within the Town of North Hudson at a rate of \$5,435.19 per mile for a sum of \$117,617.51 to be paid in 3 installments of \$39,205.84 on March 1st, \$39,205.84 on June 1st, and \$39,205.83 on Sept 1st. The contract will be in place for the 2021 calendar year unless it is determined to be terminated with written notice.

Moved by Councilwoman Marsden Second Councilman Dobie

Roll Call: Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye Excused: Mr. Caza

Resolution #25 of 2021

Resolution authorizing the acceptance and inclusion of the Adirondack Mountain Reserve properties to the 2021 Town of North Hudson Assessment Roll

Be it resolved, that the Town Board hereby authorizes the acceptance of the following properties to the Town of North Hudson 2021 assessment roll;

Treetops/Mesnard Tax Map 83.-1-1.100/4

Marcy Trail/Neilson Tax Map 83.-1-1.100/5

Mosshouses/Notman Tax Map 83.-1-1.100/6

And be it further resolved, that the Town Board authorizes the office of the Assessor to establish a suitable assessment of said properties.

Moved by Councilman Dobie Second Councilwoman Marsden

Roll Call: Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye Excused: Mr. Caza

Resolution #26 of 2021

Resolution amending **Resolution #73 of 2020** authorizing budget amendment for various department to now read

A5010.4 Highway Sup. Contractual \$1000 to go to A5010.1A Highway Super

A5132.4 Highway Garage \$715.50 to go to A5010.1A Highway Super

A5132.4 Highway Garage \$23.08 to go to A5010.1B Highway Deputy

In place of

A5010.4 Highway Contractual \$1715.50 to go to A5010.1A

A5010.4 Highway contractual \$23.08 to go to A5010.1B

Moved by Councilwoman Marsden Second Councilman Dobie

Roll: Roll: Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye Excused: Mr. Caza

Resolution #27 of 2021

Resolution authorizing budget amendment for the Refuse and Garbage Department.

Be it resolved that the Town Board hereby amends the 2020 North Hudson Budget as follows:

A8160.4 Contractual Expense \$4.87 to go to A8160.1 Personal Services

Moved by Councilman Gero Second Councilwoman Marsden

Roll Call: Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye Excused: Mr. Caza

Resolution #28 of 2021

The following resolution was offered by Supervisor DeZalia; who moved its adoption.

**RESOLUTION OF APPRECIATION TO
SENATOR ELIZABETH O'C. LITTLE
UPON HER RETIREMENT FROM PUBLIC SERVICE AS STATE OF
NEW YORK SENATOR FOR THE 45TH SENATE DISTRICT**

Upon the recommendation of the Town Board, and the same appearing proper and necessary.

WHEREAS, effective government depends upon those individuals who dedicate their time and talent to public service; and

WHEREAS, Senator Elizabeth O'C. Little has exhibited the rare characteristics of leadership, commitment to the public good, humility, hard work and pragmatism throughout her long career as a public servant; and

WHEREAS, Senator Elizabeth O'C. Little began her career as a member of the Warren County Board of Supervisors and the Supervisor of the Town of Queensbury in 1986; then as the New York State Assemblywoman for Assembly District 109 from 1995 through 2002; and for 9 terms, as the New York State Senator for the 45th Senate District which comprises Clinton, Essex, Franklin, Warren and parts of St. Lawrence and Washington Counties; and

WHEREAS, throughout her tenure, Senator Elizabeth O'C. Little has contributed greatly to the betterment of all of her constituencies, including the Town of North Hudson

and all of its residents, through her years of tireless and selfless public service; and

WHEREAS, throughout her political career, Senator Elizabeth O'C. Little has served with honor and distinction, and with purpose, always adhering to her personal convictions even when politically unpopular and never shirking from making tough decisions; and

WHEREAS, during her tenure, Senator Little adroitly operated as a savvy and skilled politician while, at the same time, was grounded in reality recognizing the delicate balance that politics plays in the lives of the people she represented; and

WHEREAS, Elizabeth O'C. Little selflessly devoted herself to improving state, county and town government efficiency and in promoting the best interests of her constituency, including the people of North Hudson; and

WHEREAS, Elizabeth O'C. Little was a true friend and public servant to the people of North Hudson, never failing to advance and provide for town interests whether they be local, statewide or on a national level; and

WHEREAS, the members of the Town of North Hudson Board wish to extend their appreciation to Senator Elizabeth O'C. Little for her contributions and accomplishments while in office, her hard work and dedication to the Town of North Hudson, as well as her friendship.

NOW, THEREFORE, BE IT RESOLVED that the North Hudson Town Board, its Clerk of the Board, hereby extend their deepest appreciation to Elizabeth O'C. Little for long, outstanding, dedicated and exemplary service to the people of North Hudson during her many years of public service; and

BE IT FURTHER RESOLVED, that the members of this Board, Clerk of this Board, send their best wishes to Elizabeth O'C. Little and wish her good luck in her future endeavors.

This resolution was unanimously seconded and adopted.

Resolution #29 of 2021

**RESOLUTION OF CONGRATULATIONS
TO JOSEPH A. PROVONCHA
LONGEST SERVING COUNTY CLERK IN NEW YORK STATE**

The following resolution was offered by Supervisor Stephanie DeZalia, who moved its adoption. Upon a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, as of January 1, 2021, Joseph A. Provoncha became the most senior County Clerk in the State of New York, having served as the longest of all County Clerks currently in office; and

WHEREAS, Joe first took office as Essex County Clerk on January 1, 1992, and was elected to his 8th term in 2019; and

WHEREAS, Joe has held a variety of titles in addition to County Clerk and Agent for the DMV Commissioner, including Records Management Officer, Commissioner of Jurors, and Commissioner of Youth Services and was awarded the Liberty Bell Award by the Essex County Bar Association in 1997 and 2014; and

WHEREAS, Joe has also received numerous New York State awards including, the NYS Archives and the Archives Partnership Trust - William H. Kelley Annual Archives Award for excellence in local government archival program development in 2018; and

WHEREAS, as a member of the New York State Association of County Clerks (NYSACC) Joe served as the Association President in 2000; is the current Recording Secretary having served since 2006; was named Clerk of the Year in 1996; and was awarded the Lifetime Achievement Award in 2001; and

WHEREAS, Joseph A. Provoncha has tirelessly, conscientiously and with the highest degree of professionalism, represented Essex County as its County Clerk and has provided invaluable knowledge, instruction and representation to the citizens of Essex County for the last 29 years; and

WHEREAS, Joe serves as the Town of North Hudson's Historian and Marriage Officer; and

WHEREAS, Joseph A. Provoncha is a true friend and public servant to the people of Essex County and its townships, always going the extra mile for his constituents and those in need; and

WHEREAS, Joe, in addition to his duties as County Clerk, has also devoted himself to Improving county government efficiency and continues to advance and provide for county interests whenever he can, be they local or statewide.

BE IT RESOLVED that the North Hudson Town Board, its Clerk of the Board, hereby extend their Congratulations and appreciation to Joseph A. Provoncha for his outstanding, dedicated and exemplary public service and recognizes him on becoming the most senior County Clerk in New York State currently in office and wish him continued success as our Essex County Clerk.

This resolution was unanimously seconded and adopted.

Resolution #30 of 2021

Resolved that the Town of North Hudson do hereby appoint Cassandra D'Agostino as Youth Commission Chairperson and Jan Talarico as her alternate for the 2021 calendar year for the purposes of planning youth events and attending the Essex County Youth Bureau meetings.

Moved by Councilwoman Marsden Second Councilman Dobie

Roll Call: Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye Excused: Mr. Caza

Resolution #31 of 2021

Resolved the approval and acceptance of the Annual Review of the Town of North Hudson Justice Court records for the calendar year 2020.

Be it resolved that this resolution is brought before the Town Board by the Court Committee, and be it resolved that the Annual review of said records has been completed, and they are hereby, accepted and approved.

Moved by Councilwoman Marsden Seconded Councilman Dobie

Roll Call: Gero-Aye, DeZalia-Aye, Dobie-Aye, Marsden-Aye Excused: Mr. Caza

Resolution # 32 of 2021

Resolved to contract with Sun Community News for an ad in the 2021 Spring North Country Living Magazine at a cost of \$ 89 that will run and be on newsstands around March 20,2021.

Moved by Councilwoman Marsden Second Councilman Gero.

Roll Call -

Brian Caza-Aye

Marshall Gero- Aye

Stephanie DeZalia-Aye

Robert Dobie –Aye

Maureen Marsden –Aye

Resolution # 33-2021

Resolution of Condolences to the family of Kenneth Delefrange of North Hudson.

Ken passed away this weekend,

Moved by Councilman Dobie Unanimous second.

Resolution #34-20201

Resolution authorizing the Supervisor to enter into a contract with the Essex County Board of Elections for the use of the North Hudson Town Hall for the 9 days leading up to the Primary Election in June 2021 and again for the 9 days leading up to the General election in November 2021. Whereas this Resolution will be in effect for the 2021 Election calendar year. The Town of North Hudson and the County of Essex will evaluate the success of the location for future use and a new resolution would be done as needed.

Moved by Councilman Dobie Second Councilman Marsden

Roll Call:

Supervisor DeZalia-Aye

Councilwoman Marsden-Aye

Councilman Dobie-Aye

Councilman Gero-Aye

Councilman Caza-Absent

Resolution #35-2021

Resolved for the Supervisor to purchase the needed replacement US flags, Armed Forces flags, poles and trucks from Rieighs and Amazon for a total of \$ 1, 396.22

Moved by Maureen Marsden Seconded by Robert Dobie

Roll Call:

Supervisor DeZalia-Aye

Coincilwoman Marsden-Aye

Councilman Dobie-Aye

Councilman Gero-Aye

Councilman Caza-Absent

Resolution # 36-2021

Resolution granting the Supervisor to enter into agreement with Adirondack Landfill Services LLC for the Post Landfill annual testing of wells for the amount of \$2,541.

Moved by Councilwoman Marsden Second Councilman Dobie

Roll Call:

Supervisor DeZalia-Aye

Councilwoman Marsden-Aye

Councilman Dobie-Aye

Councilman Gero-Aye

Councilman Caza-Absent

Supervisor DeZalia

Resolution # 37-2021

Board Member Robert Dobie offered the following Resolution and moved its adoption:

RESOLUTION CALLING UPON NYS LEGISLATORS TO CURTAIL

GOVERNOR ANDREW COUMO'S EMERGENCY POWERS AUTHORITY

WHEREAS, on March 3, 2020 Chapter 23 of the Laws of 2020 amended Sections 20 and 29-a of the Executive Law to permit the Governor of the State of New York to issue by executive order any directive necessary to respond to a state of emergency including disease outbreak; and

WHEREAS, on March 7, 2020 the Governor declared a statewide emergency to address the threat that the novel Coronavirus COVID-19 poses to health and welfare; and

WHEREAS, the overriding concern is to slow the spread of the disease as to save lives and not overwhelm the capacity and resources of the medical system in New York State; and

WHEREAS, the NYS of Emergency has been extended numerous times and is still in effect; and

WHEREAS, on numerous occasions, Governor Coumo used emergency powers to execute nonemergency policy beyond the risks of the COVID-19 pandemic; and

WHEREAS, the Governor's broad response has come with great economic and social cost and has infringed on the basic freedoms of the people of the Town of North Hudson; now, therefore be it

RESOLVED, that the Town Board of North Hudson hereby calls upon New York State Legislators to curtail Governor Coumo's emergency powers authority to restore the balance of power and reinstate local home rule; and, be it further

RESOLVED, that certified copies of this resolution be forwarded to the State Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator James Tedisco, Senator Daniel Stec, Assemblyman Robert Smullen, Assemblyman Matt Simpson, NYAOT and AATV.

Second by Councilman Gero and adopted by the following vote:

Gero-Aye

DeZalia-Aye

Dobie-Aye

Marsden-Aye

Caza-Absent

Resolution #38-2021

RESOLUTION URGING THE GOVERNOR AND FEDERAL GOVERNMENT TO EXPAND BROADBAND AND RURAL CELLULAR COVERAGE TO ALL NEW YORKERS

Resolution offered by: Councilwoman Marsden and Moved and adoption:

WHEREAS, in September, 2019 the Governor announced the Upstate Cellular Coverage Task Forces, stating ‘every New Yorker should be able to access a stable cell connection, yet our upstate regions have struggled for too long to make the connections that are vital to everyday life and commerce... Today we’re leading the way forward by establishing a task force of cellular service experts, elected representatives and environmental advocates who will develop concrete policies and help to ensure service is provided and infrastructure for it is built in a sustainable way, and

WHEREAS, maps developed by the Federal Communications Commission (FCC) using Form 477 data are inaccurate and misrepresent the accessibility of broadband and cellular service and are referenced by the federal and state governments for finding purposes, and

WHEREAS, the FCC recently announced a \$99 million federal investment through the Rural Digital Opportunity Fund (RDOF) to deploy broadband technology to over 46,000 previously unserved locations in rural portions of upstate New York in the coming years, and

WHEREAS, the house of Representatives passed the Broadband Deployment Accuracy and Technology Availability Act, legislation which improves the accuracy of the FCC’s broadband availability maps by strengthening the process by which broadband data is collected. The Broadband DATA Act was signed into law in March 23rd, 2020, and

WHEREAS, based on newer and more accurate data gathered directly from schools, municipalities, and other organization, there are large gaps in broadband and rural cellular service across rural and upstate New York, contradicting FCC maps, and

WHEREAS, the FCC staff also determined that the Mobility Fund Phase II coverage maps submitted by certain carriers overstated actual coverage and did not reflect on-the-ground performance in many instances, and

WHEREAS, the FCC ultimately terminated the planned Mobility Fund Phase II auction and replace it with a 5G Fund for Rural America, using multi-round reverse auctions to distribute up to \$9 billion to bring voice and 5G broadband service to rural areas of our country that are unlikely to see unsubsidized deployment of 5G-capable networks, and

WHEREAS, New York State has also adopted legislation that enacted a right-of-way use and occupancy fee for any fiber optics cables located in our crossing a state-controlled right of way and authorized the New York State Department of Transportation (DOT) to enter free-bearing permits with fiber optic installers, and

WHEREAS, understanding the financial constraints facing the State of New York, counties across the state endeavor to work with the State to incentivize the department of fiber connections in rural areas of the State, and

WHEREAS, our residents need access to reliable and affordable broadband and cellular service for school, employment, telehealth, and social aspects of life, and

WHEREAS, as we have seen in the face of this pandemic, broadband serves a vital need for breaking down the digital divide that creates groups of haves and have-nots within our state, and

WHEREAS, broadband and cellular access provides a critical public infrastructure need for New York residents, towns, municipalities, counties, emergency services, and more,

NOW, THEREFORE, BE IT RESOLVED, the Town of North Hudson calls upon Governor Cuomo, our Federal and State legislative delegations to work with the Federal Communications Commission (FCC) and local leaders and officials to deploy new broadband and cellular service maps in order to deploy the 5G Fund for Rural America as well as broadband infrastructure programs, and

BE IT FURTHER RESOLVED, the Town of North Hudson, Board Members, asks the Governor and State Legislature to amend Section 24-c of the Highway Law and Section 7 of the Transportation Corporation Law to incentivize the deployment of fiber connectivity in rural and hard to serve regions of the State, and

BE IT FURTHER RESOLVED, the Town Board of the Town of North Hudson ask the Governor and our Federal and State legislative delegations to work to ensure this vital economic development infrastructure need us available to all New Yorkers to prevent the further isolation of those in need, and

BE IT FURTHER RESOLVED, copies of this resolution be sent to the counties of New York State encouraging member counties to enact similar resolutions, and

BE IT FURTHER RESOLVED, that the North Hudson Board shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature, the New York State Congressional Delegation and all others deemed necessary and proper.

Second by Councilman Dobie and adopted by the following vote:

Councilman Gero-Aye

Councilman DeZalia-Aye

Councilman Dobie-Aye

Councilman Marsden –Aye

Councilman Caza-Absent

Resolution #39-2021

**RESOLUTION ADOPTING A PUBLIC EMPLOYER
HEALTH EMERGENCY PLAN**

The following resolution was offered by Supervisor Stephanie DeZalia, who moved its adoption.

Upon the recommendation of the Supervisor, and the same appearing proper and necessary.

WHEREAS, on September 7th, 2020, the Governor of the State of New York signed legislation requiring all public employers to create plans to adequately protect workers In the event of another state disaster emergency involving a communicable disease, and

WHEREAS, the Town of North Hudson has developed such a plan in accordance with the amended New York State Law §27-c and New York State Education Law Paragraphs K and I of subdivision 2 of § 2801-a (as amended by section 1 of part B of chapter 56 of the laws of 2016); and

BE IT RESOLVED, that the Town Board hereby adopts such plan and authorizes the Supervisor to execute and publish such plan in accordance with law.

No discussion.

This resolution was seconded by Councilman Dobie and duly adopted

Roll Call:

Councilman Marshall Gero- Aye

Councilman Robert Dobie - Aye

Councilwoman Maureen Marsden- Aye

Supervisor Stephanie DeZalia - Aye

Councilman Brian Caza- Absent

Resolution # 40 of 2021

Resolution to authorize the Supervisor to pay the Town Court the amount of \$362.00. To reconcile their account from a 2014 fraud case, a foreign exchange and a Court error. So moved by Councilwoman Marsden Second Councilman Dobie

Roll Call:

Councilman Marshall Gero- Aye
Councilman Robert Dobie - Aye
Councilwoman Maureen Marsden- Aye
Supervisor Stephanie DeZalia - Aye
Councilman Brian Caza- Absent

Resolution # 41 of 2021

Be it Resolved that the Town of North Hudson hereby establish the following standard work day for the following titles and will report the officials to the NYSLRS based on their ROA.

Supervisor Stephanie DeZalia -6 hours
Highway Superintendent Kevin Duntley-8 hours
Town Clerk Martha M. King-6 hours
Town Councilman Brian Caza-6 hours
Moved by Councilwoman Marsden Second Councilman Gero

Roll Call:

Councilman Marshall Gero- Aye
Councilman Robert Dobie - Aye
Councilwoman Maureen Marsden- Aye
Supervisor Stephanie DeZalia - Aye
Councilman Brian Caza- Absent

Resolution # 42 of 2021

Resolved to place an ad in the Summer 2021 North County Living Magazine at a cost of \$ 267.00.

Motion by Councilman Dobie seconded by Maureen Marsden

Roll Call:

Councilman Marshall Gero- Aye
Councilman Robert Dobie - Aye
Councilwoman Maureen Marsden- Aye
Supervisor Stephanie DeZalia - Aye
Councilman Brian Caza- Absent

Resolution # 43 of 2021

The following was offered by Supervisor DeZalia.

Resolution of gratitude to Mike and Gina Lenhard for their commitment of 30 years of business in the Town of North Hudson. During this time, they employed numerous youth in our community and held and contributed to various charity events.

The Town Board extends a Congratulations to them on their well-deserved retirement.

This resolution was seconded unanimously.

Roll Call:

Councilman Marshall Gero- Aye
Councilman Robert Dobie - Aye
Councilwoman Maureen Marsden- Aye

Supervisor Stephanie DeZalia - Aye
Councilman Brian Caza- Absent

Resolution # 44 of 2021

RESOLUTION OF APPRECIATION and SUPPORT

The following resolution was offered up by Supervisor DeZalia who moved for its adoption.

Whereas, the Town of North Hudson hereby acknowledges it has been fortunate to have a dedicated Highway Superintendent committed to the mission of Public Safety, and

Whereas, Kevin Duntley has now embarked on a new position away from the Town of North Hudson, and

Whereas, we, as members of the Town of North Hudson Town Board wish to extend our utmost appreciation for the work that he has done in keeping our roads safe for our community and visiting travelers, and his exemplary public service, and

Whereas, the Board wishes to extend our sincere best wishes for every happiness in the future of Kevin Duntley,

Now Therefore Be It Resolved, that the Town Board of North Hudson hereby recognizes and appreciates the service of Kevin Duntley upon his departure as Highway Superintendent, and wishes him well in all future endeavors, further, that this resolution of Appreciation and Support be duly recorded and spread across the minutes of the Town Board of North Hudson on this 12th day of May 2021.

This resolution was seconded unanimously.

Resolution # 45 of 2021

The Town of North Hudson Town Board hereby appoints Kenneth Foster to fill the vacant position of Highway Superintendent term to end December 31, 2021 at a prorated amount from this date forward.

Motion by Councilman Brian Caza

This resolution was seconded unanimously.

Roll call:

Councilman Marshall Gero- Aye
Councilman Robert Dobie - Aye
Councilwoman Maureen Marsden- Aye
Supervisor Stephanie DeZalia - Aye
Councilman Brian Caza- Aye

Resolution #46 of 2021

Resolution for the North Hudson Supervisor to sign the Worksite agreement with Essex County.

Roll Call

Councilwoman Marsden-Aye
Councilman Dobie- Aye
Council man Caza-Aye
Supervisor DeZalia- Aye
Councilman Gero- excused

Resolution # 47 of 2021

Resolved to give Supervisor DeZalia permission to surplus and scrap the following:

'11 Chevy pickup
'06 Ford pickup

2- 11' snow plows

1- 11' wing

1-8' V plow

1-9' Straight plow

1-8 1/2' XV2 plow

Motion by Councilman Dobie seconded by Councilwoman Marsden

Roll Call

Councilwoman Marsden-Aye

Councilman Dobie- Aye

Council man Caza-Aye

Supervisor DeZalia- Aye

Councilman Gero- excused

Resolution # 48 of 2021

Resolution appointing Larry Koller to the Board of Assessment Review for a term of 5 years effective today.

Moved by Councilman Dobie seconded by Councilman Caza

Roll Call

Councilwoman Marsden-Aye

Councilman Dobie- Aye

Council man Caza-Aye

Supervisor DeZalia- Aye

Councilman Gero- excused

Resolution # 49 of 2021

Resolution Requesting the Rescinding of the NYS Fiber Right of Way Fee

Whereas, the 2019-2020 New York State budget contained language that enacted a right of way use and occupancy fee for any fiber optic cables located or crossing state controlled right of way and authorized the New York State Department of Transportation (DOT) to enter fee bearing permits with fiber optic installers and;

Whereas, the 2019-2020 state budget also added Section 7 of the Transportation Law, allowing the DOT to charge fiber optic corporations installing and operating the utility lines for fair-market use and occupancy of the state right of way an

Whereas, in early 2020 organizations, businesses, legislators and residents of northern New York became aware of the fee because the DOT started charging the fee and;

Whereas, in the rural counties of the North Country it's virtually impossible to install fiber optic cables for any distance without utilizing or crossing a state right of way and development requirements within the Adirondack Park almost entirely preclude installation of broadband in any location other than an existing state right-of-way and;

Whereas, the coronavirus pandemic has cause more people to be working from home and more students to be learning from home, and has increased the use of telemedicine, thus magnifying the need for additional broadband services in unserved and underserved areas so rural residents can engage in everyday activities and;

Whereas, Governor Coumo, in his 2021 State of the State address championed his Connectivity Agencies which includes, among other provisions, enactment of a requirement for affordable internet for low income families and a series of actions to promote broadband build-out and market competition and;

Whereas, the Governor said, “And without affordable broadband, people are not just disconnected, they are refranchised. Broadband must be available to everyone, everywhere. And in New York we will make sure it is” and;

Whereas, the DOT fiber right-of-way fees acting as a significant financial deterrent to broadband build-out in rural areas, with some projects already cancelled and others put on hold due to the fact that these fees will cost providers hundreds of thousands, and in some cases, millions of dollars annually, and;

Now, therefore be it

Resolved, that the Town of North Hudson formally opposes the enactment of the DOT right-of-way fees on fiber optic cable and urges the Governor and the New York State Legislature to rescind the right-of-way use and occupancy fees on fiber cable immediately so that the Governor’s pledge can be fulfilled and the expansion of the fiber network in the North Country can continue to serve critically unserved and underserved areas.

So moved by Councilman Dobie and seconded by Councilwoman Marsden

Roll Call

Councilwoman Marsden-Aye

Councilman Dobie- Aye

Council man Caza-Aye

Supervisor DeZalia- Aye

Councilman Gero- excused

Resolution # 50 of 2021

Resolved to change the Tuesday June 15, 2021 regular Town Board meeting to Wednesday June 23, 2021 at 6 p.m.

So moved by Supervisor DeZalia and seconded by Councilman Caza

Roll call

Councilwoman Marsden-Aye

Councilman Dobie- Aye

Council man Caza-Aye

Supervisor DeZalia- Aye

Councilman Gero- excused

Resolution #51 of 2021

Resolved for the Supervisor to order the needed brochure/flyer boxes for the outside visitor board not to exceed \$500.00.

So moved by Councilman Caza and seconded by Councilwoman Marsden.

Roll Call

Councilwoman Marsden-Aye

Councilman Dobie- Aye

Council man Caza-Aye

Supervisor DeZalia- Aye

Councilman Gero- excused

Resolution #52 of 2021

Resolved for the Supervisor to enter into a contract with William “Jake “and Tracee Parent for the Park and Beach security. The agreement contract states a 50% payment in June 2021 and 50% in October 2021. The sum of the contract is \$850.00 for the 2021 season.

Moved by Councilwoman Marsden and seconded by Councilman Caza.

Roll call:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden - Aye

Resolution # 53 of 2021

Resolved for the Supervisor to purchase 2 solar powered reduce speed signs to be used along the NYS Route 9 to enhance safety for our community members and visitors to our Town. The cost for 2 signs not to exceed \$5,500.00.

Moved by Councilman Caza and seconded by Councilman Dobie

Roll call:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden - Aye

Resolution # 54 of 2021

Resolution authorizing the Town Supervisor to begin the process to apply for the American Rescue Plan Act funding and to keep those funds in a separate allocated account within the General Fund until the Board decides the use of such funds

Moved by Councilman Dobie with a unanimous second.

Roll call:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden - Aye

Resolution # 55 of 2021

Be it Resolved for Superintendent Foster to purchase to rake tines from Midstate at the cost quoted of \$1118.00.

Motion by Councilman Caza and Seconded by Councilman Gero.

Roll call:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden – Aye

Resolution # 56 of 2021

Be it resolved for the Superintendent of Highways to contract with Clark Trucking in the amount of \$ 2,365 for parts and \$ 2,500 for labor on the 2012 to have the EGR repaired.

Motion by Councilman Caza and seconded by Supervisor DeZalia

Councilman Dobie.

Roll call:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye

Councilman Dobie- Aye
Councilwoman Marsden - Aye

Resolution # 57 of 2021

Resolved to send the Komatsu loader to Anderson Equipment to be diagnosed and get a repair estimate and to get the pump back from the Pump Shop in New Hampshire.

Moved by Councilman Dobie and seconded by Councilman Gero

Roll call:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden - Aye

Resolution # 58 of 2021

Resolution to purchase a rain barrel for use at the Schroon River Cemetery.

Moved by Councilwoman Marsden seconded by Councilman Robert Dobie

Roll call:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden - Aye

Resolution # 59 of 2021

Resolution of appreciation and thanks for her many years of dedicated service to the Town of North Hudson to Virginia Iannocone.

Moved by Supervisor DeZalia with unanimous second

Resolution # 60 of 2021

Resolution to advertise for Town Cleaner position at \$ 12.50 hr. for 3 hours weekly in the Sun Community News for 2 weeks. Applications to be accepted until July 16, 2021.

Moved by Councilman Gero and second by Councilwoman Marsden.

Roll call:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden - Aye

Resolution # 61 of 2021

Resolution authorizing the observance of Juneteenth as an official holiday for the Town of North Hudson employees. 2021 it will be a floating holiday and thereafter on June 19th or so the date so observed.

So moved by Councilman Gero and a unanimous second

Resolution # 62 of 2021

Be it Resolved that the Town of North Hudson hereby establish the following standard workday for the following title and will report the officials to the NYSLRS based on their ROA.

Deputy Town Clerk: Lauren DeZalia- Standard work day 6 hours

Moved by Councilman Gero and seconded by Supervisor DeZalia

Roll call:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden – Aye

Resolution #63 of 2021

Resolution based on past practices to take effect immediately and based on their service prior to the 2003 Handbook being established, be it hereby resolved that Michael Marsden, Marshall Gero and Bruce Caza being employees prior to the 2003 handbook amendment are entitled to receive Town Health Insurance and/or Medicare reimbursement.

So moved by Councilman Caza and seconded by Marshall Gero.

Roll Call Vote:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- No
Councilwoman Marsden - Aye
4 Ayes – 1- No

Resolution # 64 of 2021

To resolve to enter into a contract for an easement with Ryan R. and April M. Bessey along the Towns northern property border and the southern border of the property of Ryan Bessey to contract at 6% of the contract per month as long as the contract with New Castle exists. This is effective July 1, 2021.

Moved by Supervisor DeZalia second by Councilwoman Marsden

Roll Call Vote:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden - Aye

Resolution # 65 of 2021

Resolved that the Town of North Hudson to contract and pay for a survey for a metes and bounds for an easement and right of use across the lands of Ryan R. and April M. Bessey.

Moved by Councilman Caza Seconded Councilman Dobie

Roll Call Vote:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden – Aye

Resolution #66 of 2021

Resolved to pay the sum of \$ 106,920.00 over the next 10 years starting upon the signing of the permanent easement over the property of April M. Bessey and Ryan R. Bessey and the next payment being due upon the anniversary of the first payment and like payment each and every year until the total sum of \$106,920.00 is paid in full.

Moved Supervisor DeZalia Second Councilwoman Marsden

Roll Call Vote:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden – Aye

Resolution #67 of 2021

Resolution for the Town of North Hudson to contract with Public Sector HR Consulting LLC of Glenville, NY to look at and recommend changes to our Employee Handbook that will include all aspects of the policy recommend changes to the Town of North Hudson's Employee Handbook to include all aspects of the policy, including Health Care benefits and Retirement Benefits and to define clearly all classes of employees and officers of the Town. Subject to Board approval of a written estimate.

Moved by Councilman Dobie Seconded by Councilman Gero

Roll Call Vote:

Councilman Gero- Aye
Supervisor DeZalia – Aye
Councilman Dobie – Aye
Councilwoman Marsden- Aye
Councilman Caza- excused

Resolution #68 of 2021

Resolution to rescind **Resolution # 64 of 2021** by Supervisor DeZalia and seconded by Councilman Dobie.

Roll Call:

Councilman Gero-Aye
Councilman Dobie- Aye
Councilwoman Marsden- Aye
Supervisor DeZalia-Aye
Councilman Caza- excused
Motion # 64 is rescinded.

Resolution #69 of 2021

Resolved that the Town of North Hudson supports and allows the Supervisor to enter on to the contract with Schroon Lake EMS with the added verbiage that the Schroon Lake Ambulance Squad will be billing per transport effective the signing of the contract.

Moved Councilwoman Marsden Second Councilman Gero

Roll Call:

Councilman Gero-Aye
Councilman Dobie- Aye
Councilwoman Marsden- Aye
Supervisor DeZalia-Aye
Councilman Caza- excused

Resolution #70 of 2021

Resolved to accept the offer of \$ 4,00.00 for the surplus scrap items set forth in Resolution # 47 of 2021.

Moved by Councilman Gero Second by Councilman Dobie

Roll Call:

Councilman Gero-Aye
Councilman Dobie- Aye
Councilwoman Marsden- Aye
Supervisor DeZalia-Aye
Councilman Caza- excused

Resolution # 71 of 2021

Be it resolved that the Town Board of North Hudson hereby establish the following standard work day for Town Justice Deborah Duntley for the term of 01/01/2018-12/31/2021 as follows: Standard work day of 6 hours with a ROA of 1.45.

Moved by Councilman Dobie Second Supervisor DeZalia

Roll Call:

Councilman Gero-Aye
Councilman Dobie- Aye
Councilwoman Marsden- Aye
Supervisor DeZalia-Aye
Councilman Caza- excused

Resolution #72 of 2021

Resolved to pay to Essex County \$60 for the BackBlaze backup for the Assessor's office.

Moved by Councilman Gero Second by Councilwoman Marsden

Roll Call:

Councilman Gero-Aye
Councilman Dobie- Aye
Councilwoman Marsden- Aye
Supervisor DeZalia-Aye
Councilman Caza- excused

Resolution # 73 of 2021

Resolution to pay Attorney John Silvestri for services rendered.

Motion by Councilman Dobie Second Councilman Gero

Roll Call:

Councilman Gero-Aye
Councilman Dobie- Aye
Councilwoman Marsden- Aye
Supervisor DeZalia-Aye
Councilman Caza- excused

Resolution # 74 of 2021

Resolved to pay \$ 7,500 John Mahon for the genealogical search preformed for the Town's pending Article 15 action.

Moved by Councilman Gero seconded Councilman Dobie

Roll Call:

Councilman Gero-Aye
Councilman Dobie- Aye
Councilwoman Marsden- Aye
Supervisor DeZalia-Aye
Councilman Caza- excused

Resolution # 75 of 2021

Resolution to allow expenditure of 50% of the cost of speed signs in the Underwood corridor pending their cost share of 50%.

Motion by Councilman Caza

Roll Call:

Councilman Caza - Aye

Councilman Gero - Aye

Supervisor DeZalia - Aye

Councilman Dobie- Aye

Councilwoman Marsden - Aye

Resolution # 76 of 2021

Resolved to have the 03 EGR Cooler leak repaired.

Moved by Councilman Dobie Second Councilman Caza

Roll Call

Councilman Caza - Aye

Councilman Gero - Aye

Supervisor DeZalia - Aye

Councilman Dobie- Aye

Councilwoman Marsden – Aye

Resolution # 77 of 2021

Resolved for the Highway Superintendent to contract with Anderson Equipment to repair the Komatsu loader for an amount not to exceed \$15,000.00.

Moved by Councilman Dobie Second Councilman Gero

Roll Call

Councilman Caza - Aye

Councilman Gero - Aye

Supervisor DeZalia - Aye

Councilman Dobie- Aye

Councilwoman Marsden - Aye

Resolution # 78 of 2021

Resolved to increase the starting salary of HEO to \$18.00 hourly.

Move by Councilman Caza Second Councilman Dobie

Roll Call

Councilman Caza - Aye

Councilman Gero - Aye

Supervisor DeZalia - Aye

Councilman Dobie- Aye

Councilwoman Marsden - Aye

Resolution # 79 of 2021

Resolution allowing the Town Supervisor to sign and turn over the \$50,000 DASNY Grant that was awarded for equestrian stalls to go towards the improvement of the Frontier Town County property and the said project going forward.

Motion by Supervisor DeZalia Second Councilman Gero

Roll Call

Councilman Caza - Aye

Councilman Gero - Aye

Supervisor DeZalia - Aye

Councilman Dobie- Aye

Councilwoman Marsden - Aye

Resolution # 80 of 2021

Resolved for the Supervisor to place an ad in the fall 2021 North Country Living Magazine for the price of \$267.00.

Moved by Councilwoman Marsden Second by Councilman Dobie

Roll Call

Councilman Caza - Aye

Councilman Gero - Aye

Supervisor DeZalia - Aye

Councilman Dobie- Aye

Councilwoman Marsden - Aye

Resolution # 81 of 2021

Resolved to place an ad in the Fall Sport section of the Sun to be run in September 2021 for the amount of \$44.00.

Moved by Councilman Gero Second Councilman Dobie

Roll Call

Councilman Caza - Aye

Councilman Gero - Aye

Supervisor DeZalia - Aye

Councilman Dobie- Aye

Councilwoman Marsden - Aye

Resolution # 82 of 2021

Resolved to contract with JMF for the amount of \$1379.00 for an ad in the three (3) publications Adirondack Paddling, Hiking and Fishing to be published late next spring.

Moved by Councilwoman Marsden Second Councilman Gero

Roll Call

Councilman Caza - Aye

Councilman Gero - Aye

Supervisor DeZalia - Aye

Councilman Dobie- Aye

Councilwoman Marsden - Aye

Resolution # 83 of 2021

Resolved to change the date of the September Regular Board meeting from Tuesday September 21st to Tuesday September 28th.

Moved by Councilman Caza Second Councilwoman Marsden

Roll Call

Councilman Caza - Aye

Councilman Gero - Aye

Supervisor DeZalia - Aye

Councilman Dobie- Aye

Councilwoman Marsden - Aye

Resolution #84 of 2021

Be it resolved that a payment of \$10,000.00 be made to Ryan and April Bessey for the use of land for storage by the Town for the months February through May 2021.

That being equal to a sum of \$2,500.00 a month based on a verbal notice given in May 2021. Payment is contingent upon Mr. Besseys signature on a general release of liability.

Moved by Councilman Caza second Councilman Dobie

Roll Call:

Councilman Caza - Aye
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden - Aye

Resolution # 85 of 2021

Resolution to rescind all prior resolutions in the matter of the Bessey easement.

Moved by Supervisor DeZalia seconded by Councilman Dobie

Roll Call:

Councilman Caza - absent
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden – Aye

Resolution #86 of 2021

Resolved to move \$1,000.00 from account 1355.4 to account 1355.2 for the purpose of purchasing a new laptop and desktop for the assessor's office for a total of \$1,413.70.

Roll Call:

Councilman Caza - absent
Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden-Aye

Resolution #87 of 2021

Resolution setting a special Board meeting for the purpose of the Town Clerk to present the tentative budget on Tuesday October 5 at 2:00p.m.

Moved by Supervisor DeZalia second by Councilwoman Marsden

Councilman Caza - absent
Councilman Gero – stepped out
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden-Aye

Resolution #88 of 2021

Resolution setting a special Board meeting for the purpose of a workshop to be held prior to the Regular October 19, 2021 Board meeting. The Workshop will begin at 4:00pm followed by the regular Town Board meeting at 6:00p.m.

Moved by Supervisor DeZalia second by Councilwoman Marsden

Councilman Caza - absent
Councilman Gero – stepped out
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden-Aye

Resolution# 89 of 2021

Resolution setting a Public Hearing for the purpose of the proposed Local Law to Override the Tax Cap to be held on Thursday November 4, 2021 at 6:00p.m.

Moved by Supervisor DeZalia second by Councilman Gero

Councilman Caza - absent

Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye
Councilwoman Marsden-Aye

Resolution # 90 of 2021

Resolution setting a Public Hearing for the Purpose of presenting the Preliminary 2022 Budget as set forth to be held on Thursday November 4,2021 at 6:15p.m.

Moved by Supervisor DeZalia second by Councilwoman Marsden

Councilman Caza - absent

Councilman Gero - Aye
Supervisor DeZalia - Aye
Councilman Dobie- Aye

Resolution # 91 of 2021

Resolution of congratulation to Muhammad Ahmad on the opening of the Frontier Town Gateway A-Frame.

Moved by Supervisor DeZalia

Unanimous Second

Resolution # 92 - 2021

Resolution approving the additional \$2,215.48 due to Clark Trucking for the repairs done to the 2003 Tandem.

Motion by Councilman Gero second Councilman Dobie

Discussion: It was questioned why the original estimate did not include these items.

Roll Call:

Councilman Caza – Aye
Councilman Gero – Aye
Councilman Dobie – Aye
Councilwoman Marsden – Aye
Supervisor DeZalia – Aye

Resolution # 93-2021

**Resolution Introducing Proposed Local Law No. #1
of 2021 Entitled “A Local Law to Override**

the Tax Levy Limit Established in General Municipal Law §3-c”

Be It Resolved that the Town of North Hudson Town Board hereby introduces proposed **Local Law No. #1 of 2021** entitled “A local Law to Override the Tax Levy Established in General Municipal Law §3-c,” reading and provided as follows:

“Town of North Hudson Local Law No.# 1 of 2021”

A Local Law to Override the Tax Levy Established in General Municipal Law §3-c.

Be It Enacted, by the Town of North Hudson Town Board as follows:

Section 1. Legislative Intent

It is the intention of this local law to override the limit on the real property taxes that may be levied by the Town of North Hudson pursuant to General Municipal Law § 3-c, and to allow the town of North Hudson to adopt a budget for the fiscal year 2022 that requires a real property tax levy in excess of “tax levy limit” as defined by General Municipal Law §3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the Town of North Hudson to adoption of a local law approve by vote of sixty percent (60%) of the Town Board.

Section 3. Tax Levy Limit Override- Budget Authorization

The Town Board of the Town of North Hudson hereby overrides the tax levy limit for the Town of North Hudson hereby overrides the tax levy limit for the Town of North Hudson for 2022 and authorizes the Town of North Hudson, after completing all required procedures for the adoption of a budget for 2022 that requires a tax levy that is greater than the tax levy limit calculated for 2022 pursuant to §3-c of the General Municipal Law.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgement shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this local law or in its application to the person, individual, form, or corporation, or circumstance, directly involved in the controversy in which such judgement or order shall be rendered.

Section 5. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

Be it Further Resolved that the Town Board of the Town of North Hudson shall hold and conduct a public hearing on the foregoing proposed local law on the 4th day of November, 2021 at 6 p.m. in the forenoon of that day, to hear any and all persons concerning the same, and

Be It Further Resolved that the Clerk of the Town of North Hudson will publish a notice of such hearing in the designated Town newspaper at least 5 days prior to said hearing. This resolution was so moved by Councilman Dobie seconded by Councilwoman Marsden and adopted upon a roll call vote as follows:

Roll Call-

Councilman Caza – Aye
Councilman Gero – Aye
Councilman Dobie – Aye
Councilwoman Marsden – Aye
Supervisor DeZalia – Aye

Resolution # 94-2021

Resolution authorizing Supervisor DeZalia to enter into contract with Williamson Law Book Company for the accounting, budgeting and payroll programs to start as soon as possible.

Moved by Supervisor DeZalia second by Councilman Dobie

Roll Call-

Councilman Caza – Aye
Councilman Gero – Aye
Councilman Dobie – Aye
Councilwoman Marsden – Aye
Supervisor DeZalia – Aye

Resolution # 95-2021

Resolution authorizing the purchase of the CB4000 Biometric time clock system not to exceed \$1500.00 including the \$240.00 annual support fee starting immediately to be set up and be ready for use on Jan 1 ,2022.

Roll Call-

Councilman Caza – Aye
Councilman Gero – Aye
Councilman Dobie – Aye
Councilwoman Marsden – Aye
Supervisor DeZalia – Aye

Resolution # 96 of 2021

Resolution setting the date of the Employee Handbook workshop to take place on Tuesday December 14, 2021 at 2:00 pm at the North Hudson Town Hall.

Move by Supervisor DeZalia second Councilwoman Marsden

All favor: Ayes-5 Noes -0

Resolution# 97 of 2021

Resolved that any member, officer, newly or previously elected official serving a term in 2022 be allowed to attend the upcoming Annual Association of Towns Training courses at the expense of the Town of North Hudson.

Moved by Councilman Dobie second by Councilwoman Marsden

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

Resolution # 98 of 2021

Resolution to set the 2022 HEO rate at \$19.91.

Motion by Councilman Dobie Second Councilman Caza

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

Discussion took place on needed repairs on both the '12 Tandem and the '03.

Resolution # 99 of 2021

Resolved to allow Superintendent Foster to contract with Chris Clark to repair the clutch brake on the '12 Tandem in the amount of \$3520.00

Moved by Councilman Caza
seconded by Councilman Dobie

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

Resolution # 100 of 2021

Resolved for Ken Foster to purchase a turbo for the '03 Tandem from Allegiant Trucking at the cost of \$4,300.00. and have Chris Clark repair and install the turbo at an estimated 6-8 hours of labor charge plus.

Moved by Councilman Caza Seconded by Councilman Gero

Discussion:

Councilman Dobie inquired if Mr. Foster already had purchased the turbo. Mr. Foster answered him by saying yes, he ordered it and it is in. No further discussion.

Roll Call:

Councilman Caza-Aye

Councilman Gero- Aye

Councilman Dobie – Aye

Councilwoman Marsden –Aye

Supervisor DeZalia-Aye

Resolution # 101 of 2021

Resolved to adopt proposed Local Law #1 of 2021 entitled A Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-c

LOCAL LAW NO. #1 of 2021

“A Local Law to Override the Tax Levy Limit for Fiscal Year 2022” Be it enacted by the Town Board of the Town of North Hudson as follows:

SECTION 1. AUTHORITY. This Local Law is enacted pursuant to subdivision 5 of N.Y. General Municipal Law §3-c (the “Property Tax Cap Law”), which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board.

SECTION 2. PURPOSE. The purpose of this local law is to permit the Town Board to override the tax levy limit on the amount of property taxes that may be levied by the Town of North Hudson pursuant to the Property Tax Cap Law, and to allow the Town to adopt a budget for Fiscal Year 2022 that requires a real property tax levy in excess of the “tax levy limit” as defined by the Property Tax Cap Law. Such override is necessary and in the best interests of the Town.

SECTION 3. TAX LEVY LIMIT OVERRIDE. The Town of North Hudson Town Board is hereby authorized to override the Tax Levy Limit established pursuant to N.Y. General Municipal Law §3-c, for Fiscal Year 2022, and to adopt a budget for Fiscal Year 2022 that requires a real property tax levy in excess of the amount otherwise prescribed in N.Y. General Municipal Law §3-c.

SECTION 4. SEVERABILITY. If any clause, sentence, paragraph, section or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to said clause, sentence, paragraph, section or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 5. EFFECTIVE DATE. This local law shall take effect immediately upon its filing with the Secretary of State as provided in §27 of the N.Y. Municipal Home Rule

Moved by Councilman Dobie Second by Councilwoman Marsden

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

D. Approval of Town of North Hudson 2022 Budget

Resolution # 102 of 2021

Resolved to adopt the proposed and approved 2022 Annual Budget as written for the Town of North Hudson.

Moved by Councilman Gero second Councilman Caza

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

E. Annual Resolutions

Resolution # 103 of 2021

Resolved to allow the Supervisor to sign the agreement with Hudson Headwaters for our physical examinations as requested by the Town on as needed basis at the rate of \$135.00 per exam.

Moved by Councilman Caza second Councilman Gero

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

Resolution #104 of 2021

Resolved to allow the Supervisor to attend the Annual Adirondack Associations of Towns & Villages membership meeting in Lake George on December 5th and 6th at a rate of \$125.00 for the meeting and \$99.00 for the room.

Moved by Councilwoman Marsden second by Councilman Dobie

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

Resolution # 105 of 2021

Resolution to allow Councilwoman Marsden and Assessor Michael Marsden to attend the Annual Adirondack Association of Towns & Villages reception and dinner on December 5th at the cost of \$65.00 each.

Moved by Councilman Dobie second Councilman Gero

Roll Call:

Councilman Caza-Aye

Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

Resolution # 106 of 2021

Resolved to allow the Supervisor to pay the 2022 dues to the Association of Towns of the State New York in the amount of \$700.00.

Moved by Councilman Caza second Councilwoman Marsden

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

Resolution # 107 of 2021

Resolved for the Town Supervisor to sign the Contractual Agreement with Standard Medical Services for the use of the mandatory and optional drug and alcohol testing services.

Moved by Councilwoman Marsden second Councilman Caza

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

Resolution # 108 of 2021

Resolved for the Town supervisor to sign and execute the agreement for dogs deemed dangerous and all other dogs with the NCSPCA in Elizabethtown and also the \$250.00 retainer fee.

Moved by Councilman Dobie second Councilwoman Marsden

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

Resolution # 109 of 2021

Resolved to contract with Sprague Energy under NYS contract #PC68104 for the purposes of supplying heating fuel for the highway garage, town hall and court house effective immediately.

Discussion: Supervisor DeZalia explained to the Board that Sprague Energy out of New Hampshire had been awarded the state contract, however they will be subcontracting the deliveries to KTD (Mountain Petroleum)

Moved by Councilman Dobie seconded by Councilwoman Marsden

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye

Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

Resolution # 110 of 2021

Resolved for the Town Supervisor to pay the NYS Retirement System the amount of \$ 35,297 due by December 15th for the annual invoice of the Employee Pension Fund.

Moved by Councilwoman Marsden second by Councilman Dobie

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye
Councilwoman Marsden –Aye
Supervisor DeZalia-Aye

Supervisor spoke about Small Business Saturday November 27th. The Town and Frontier Town Gateway are co-hosting their first annual Vendor Sow at the A Frame 10-3 November 27th. She stressed how important it is to support small local businesses stating that shopping small businesses keeps money in our communities, supports local families and encourages entrepreneurs to establish ties to the community.

Resolution # 111 of 2021

Resolution recognizing the importance of North Hudson area businesses and proclaiming Saturday November 27, 2021 as North Hudson Small Business Saturday. WHEREAS, small businesses are the backbone of North Hudson's economy and the glue that holds our community together; and

WHEREAS, according to the United States Small Business Administration, as of 2019 there were 31.7 million small businesses in the United States and 65% of new net jobs over the past two decades were created by small businesses, and Whereas, local small business support our community in the way of wages, taxes, donations to local schools and charities;

WHEREAS, studies have consistently shown that supporting the growth of economic growth in a community, and that entrepreneurs and small business stimulate job creation, develop crucial innovation and promote the diversification of local economies;

WHEREAS, the Town of North Hudson supports our local economy and preserve our community;

NOW THEREFORE, BE IT PROCLAIMED that Saturday November 27, 2021 is the Town of North Hudson Small Business Saturday, a day when all will be encouraged to thank our business community for their contributions to the way of life in North Hudson. I urge the residents and visitors of the Town of North Hudson to make special effort to support our small businesses and merchants on Small Business Saturday, and all year long.

Moved by Supervisor DeZalia Unanimous second

7. Abstracts

Motion to approve the abstracts for General Fund and Highway Fund.

Moved by Councilman Caza second Councilman Gero

Roll Call:

Councilman Caza-Aye
Councilman Gero- Aye
Councilman Dobie – Aye

Councilwoman Marsden –Aye
Supervisor DeZalia-Aye