

**Town of North Hudson
Regular Town Board Meeting
Thursday
November 16, 2023
6 p.m.**

Present were Supervisor Stephanie DeZalia, Councilwoman Maureen Marsden, Councilman Brian DeZalia, Councilman Larry Koller and Town Clerk Martha (Candy) King.

Councilman Caza - absent

Guests: Kevin Duntley, Jake & Tracey Parent, Eric Caza, John King, Amy Garcia and Chris Clark

1- Call to Order

Supervisor DeZalia called the meeting 6:00 pm.

2. Salute to the Flag

3- Accept the minutes

Motion to accept the minutes of the following meetings was made by Supervisor DeZalia

*October 4th, 4pm Special Board Meeting- Presentation of Tentative Budget

*October 11-4pm - Budget Workshop

*October 11- 6pm – Special Board Meeting on affordable Workforce Housing Development

*October 12, 4pm Budget Workshop and Truck Bid opening.

*October 18, 4pm Budget Workshop

*October 19, 4pm Budget Workshop

*October 19, 6 pm Regular Board Meeting

Second- Councilwoman Marsden

Councilman Koller-Aye

Supervisor DeZalia-Aye

Councilwoman Marsden-Aye

Councilman DeZalia-Aye

Councilman Caza-absent

*Motion to accept the minutes of the November 8th, 5:30pm Public Hearing held at Town Hall regarding Local Law 1-2023 to override tax cap levy.

Moved: Supervisor DeZalia Second: Councilman B. DeZalia

Councilman Koller-Aye

Supervisor DeZalia-Aye

Councilwoman Marsden-Aye

Councilman DeZalia-Aye

Councilman Caza-absent

*Motion to accept the minutes of the November 8, 2023 Public Hearing held to present the preliminary 2024 Budget held at the Town Hall.

Moved: Councilwoman Marsden Second: Councilman DeZalia

Councilman Koller-Aye

Supervisor DeZalia-Aye

Councilwoman Marsden-Aye

Councilman DeZalia-Aye
Councilman Caza-absent

**4.- Supervisor's Financial Report
As of October 31, 2023**

Glens Falls National Bank

Checking Accounts

Town of North Hudson Checking	0.10%	\$ 166,238.41
General Fund	\$ 87,837.43	
ARPA	\$ 42,885.42	
Fire District	\$ 35,515.56	
Highway Fund Checking	0.10%	\$ 85,105.31
<u>Total All Funds</u>		<u>\$ 251,343.72</u>

NYCLASS

General Fund	4.92%	\$ 510,753.45
Highway Fund	4.92%	\$ 510,753.45
<u>Total All Funds</u>		<u>\$ 1,021,506.90</u>
<u>Total from all Accounts</u>		<u>\$ 1,272,850.62</u>

a.- General and Highway abstract approval-

Motion moved to approve the Abstracts for General and Highway fund

Moved: Councilwoman Marsden second: Councilman B. DeZalia

Councilman Koller-Aye

Supervisor DeZalia-Aye

Councilwoman Marsden-Aye

Councilman DeZalia-Aye

Councilman Caza-absent

All in Favor So moved

b.-Audit of Judges Financial Report

Motion to approve the Judges financial report from October.

Moved: Councilman DeZalia second: Councilman DeZalia.

Councilman Koller-Aye

Supervisor DeZalia-Aye

Councilwoman Marsden-Aye

Councilman DeZalia-Aye

Councilman Caza-absent

All in Favor So moved

c. Resolution to amend budgeted funds

First Budget amendment being made is due to the increase in rate of pay for the lifeguard, was budgeted last year at lower rate.

Second is the increase in insurance for the cost of the new truck.

Third is due to additional stamps, mileage at the court.

Resolution # 68 of 2023

Resolved to amend the 2023 budget as follows:

Resolved to move:

\$740.00 from A7310.2 to A7310.1

\$1,030.00 from A1990.4 to A1910.4

\$ 408.64 from A11100.2 to A1110.4

Moved: Supervisor DeZalia second: Councilwoman Marsden

Roll Call-

Councilman Koller-Aye

Supervisor DeZalia-Aye

Councilwoman Marsden-Aye

Councilman DeZalia-Aye

Councilman Caza-absent

5. Old Business

A.-Main Street Revitalization Program-

Supervisor DeZalia announced that there have been two applications thus far and a third in progress as deadline is November 20th. The committee will meet to go over the applications and hopefully the grant(s) will be awarded by the end of the year.

B- National Fitness Campaign-

Cassandra and Supervisor DeZalia met with David to review timeline and schedule of payments, invoicing, delivery and installation. If the purchase order is sent in December it will save an additional \$5,000.00 as it will be at the 2023 contract price. Supervisor DeZalia added that the needed funds were reserved to cover the project based on previous discussions and Resolutions of funds used, Grant, ARPA , Community and Tourism Enhancement Funds.

Resolution # 69 of 2023

Resolution to allow Supervisor DeZalia to sign and submit a Purchase order in the amount of \$115,000.00 for the Purchase and Contract of the National Outdoor Fitness Equipment, to be submitted prior to December 31, 2023 and invoiced in January 2024 once equipment is shipped.

Moved: Councilman B DeZalia Second: Supervisor DeZalia

Roll Call-

Councilman Koller-Aye

Supervisor DeZalia-Aye

Councilwoman Marsden-Aye

Councilman DeZalia-Aye

Councilman Caza-absent

C. Pro Housing Community

Supervisor DeZalia stated the Town of North Hudson's letter of intent has been sent to the New York State Office of Homes and Community Renewal. Once accepted the Supervisor will get a link to submit additional required documents. Resolution #63 of 2023 done last month will be sent.

She added that localities that achieve the "Pro-Housing Communities" designation will receive priority in their applications for key discretionary funding programs from the State

D.LED Street Lighting-

Resolution # 66 was sent with the required documents to National Grid for approval. She to date has not heard back from them.

6. New Business

A. Department Reports

Highway Department

Discussion on items to be surplused

2012- Tandem already surplusd
3- Loader tires
1 -Onon 12,000 Genset Generator
1- 1970 Chevy Tanker
1 Bearing Press- 20 ton

Once Highway Inventory is done (due before end of year) possibly more items to be added.

Discussion to only advertise once instead of multiple times.

Discussion on possible electrical work to be done for generator supplying power to the gas pumps.

Transfer Station

E-Waste contacted for bins.

No update on the Share Shed delivery. Supervisor DeZalia noted that \$1,500 has been allocated to go to the NHVD for the shed upon delivery. She added if the Fire Department no longer wish to sell the shed to the Town we will need to get 3 estimates and pursue that avenue.

Town Clerk

The Town Clerk had to order deposit slips for the Tax collection from the bank and took it out of her tax collector petty cash. The cost was \$ 87.89 so that leaves \$112.11 in her tax collection petty cash. So rather than replenishing her petty cash with the \$87.89 it was decided that she would write the Town a check for \$ 12.11 and carry only \$ 100.00 in her petty cash for tax collection.

Resolution # 70 of 2023

Resolved to change and correct the allowed amount of petty cash for the Tax Collector's office to be, from this day forward, the amount of \$100.00 instead of the previously allowed \$200.00.

Moved: Councilman B. DeZalia Second: Councilman Koller

Roll Call-

Councilman Koller-Aye

Supervisor DeZalia-Aye

Councilwoman Marsden-Aye

Councilman DeZalia-Aye

Councilman Caza-absent

Supervisor-

a. – Budget overview-

On November 8th at 5:30 the Town Board held the Public Hearing for the proposed Local Law # 1 of 2023, A Local Law to Override the Tax Cap Levy and then at 6:00 pm a Public Hearing was held for the 2024 Preliminary Budget.

Only one guest was present.

Supervisor DeZalia explained the Tax Cap allowed by NYS was 2% and it was very difficult to keep it close to the tax cap and keep taxes relatively the same this year. This included giving employees 3% raises, no increases to elected officials and an increase of 12.5% increase in health insurance. Supervisor DeZalia stated” We have chosen to return to the taxpayers \$448,870 of Fund Balance to help keep the Tax Levy stable this year, this is something we have done every year since I have been in office. The Fund Balance is what is left over and unallocated at the end of each year. If the Town is careful

with its spending and follows procurement to get the best prices and budgets carefully, there should be the ability to do this annually. It is important, to also keep an appropriate fund balance available in each of the General and Highway accounts to cover any unforeseen emergency or disaster recovery. It's a balancing act and I believe the Board and I have presented a good Budget that is fair and fiscally responsible.”

b.- Local Law#1 of 2023 Resolution adopting proposed Local Law to Override tax levy

Resolution #71 of 2023

LOCAL LAW NO. #1 of 2023

“A Local Law to Override the Tax Levy Limit for Fiscal Year 2024”

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 2024 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 2024, and to adopt a budget for Fiscal Year 2024 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

This resolution was moved by Supervisor S. DeZalia and duly seconded by Councilman B. DeZalia, and adopted upon a SIXTY PERCENT (60%) roll call vote as follows:

Councilman Koller-Aye
Supervisor DeZalia-Aye
Councilwoman Marsden-Aye
Councilman DeZalia-Aye
Councilman Caza-absent

c.- Resolution Adopting Proposed 2024 Budget of the Town of North Hudson-

Resolution #72 of 2023

Resolution Adopting Proposed 2024 Annual Budget of the Town of North Hudson. WHEREAS, the Preliminary Budget for the Year 2024 has been duly prepared by the Supervisor and Town Board and a duly publicized Public Hearing was held on the 8th day of November 2023 at 6:00 p.m.; and

Whereas, at which time all persons desiring to be heard were heard; now therefore be it RESOLVED, that pursuant to §109 of Town Law of the State of New York, the Town Board of the Town of North Hudson hereby ADOPTS THE PRELIMINARY BUDGET, as amended, altered and revised, as the Budget for the Town of North Hudson for the Year 2024.

So moved by Supervisor S. DeZalia and seconded by Councilwoman M. Marsden
Roll Call:

Councilman L. Koller-Aye

Supervisor S. DeZalia-Aye

Councilwoman M. Marsden-Aye

Councilman B. DeZalia-Aye

Councilman B. Caza-absent

d.-Lions Club Baskets-

Supervisor DeZalia is in the process of preparing Lions Club Christmas Basket list. Please contact her if you know of someone who should be on the list.

e.- Toys for Tots

The Town is once again participating in the Toys for Tots program. A small shipment of toys will be delivered to the Town Hall the week of December 13-15th. Some toys will be allocated for designated persons but there are always some left that can be distributed to others in need.

f.- Election results

To prepare for year end of the transition of a new administration, Supervisor DeZalia will be preparing a list of open/unfinished town business so the new Supervisor and Board are aware of agenda items that need further attention in the coming year/years. Supervisor S. DeZalia congratulated all the successful candidates and added that she hopes they all find their public service to our community as fulfilling and rewarding as she has.

B.- County Reports-

1.- A special meeting was held on October 30th at 11 a.m. for the discussion of the sale of property to Mr. Kavanaugh.

Mr. Kavanaugh spoke to the Board and no others came to make comment on the proposed project. The County voted to approve his offer and resolved to support the project.

C.-Permanent Part Time Cleaner

Navina Keller was hired for the position of permanent part time cleaner. Thelma was wished well and thanked for her service to the Town.

D.-Resolution of Recognition for years of service

Supervisor DeZalia spoke of one of the Towns long standing Appointed officials stating “This public Servant has been appointed to the office she holds for 14 years, from 2009 to current. She has always held her office to the highest standard, has annually met her requirements and really seems to enjoy what she does by way of serving our Town.”

Resolution # 73 of 2023

Resolution of the Town Board of the Town of North Hudson expressing Appreciation to SARAH THOMPSON POTTER, Town Dog Control Officer for Her Many Years of Service to The Town

WHEREAS; SARAH THOMPSON POTTER began her career with the Town of North Hudson in 2009 upon her Appointment by Supervisor Robert Dobie and the then Town Board as the Town Dog Control Officer; and has remained and been reappointed each following year to said office; and

WHEREAS; Sarah Thompson Potter has served the Town of North Hudson for fourteen (14) years providing outstanding service to our residents, visitors and our canine “family” members; and

WHEREAS, Sarah Thompson Potter has met the annual required training, reporting and requirements of the New York State Department of Agriculture and Markets; and WHEREAS, Sarah Thompson Potter is recognized by her peers and the Town for being professional, Hardworking, dependable, enthusiastic and compassionate towards the owners and the dogs she comes in contact with her duties as DCO; and

WHEREAS, Sarah Thompson Potter is hereby recognized as a dedicated Public Servant with a positive attitude and exceptional work ethic; and

NOW, THEREFORE, LET IT BE RESOLVED, that the Town Board of the Town of North Hudson hereby gratefully records and extends its sincere appreciation to Sarah Thompson Potter for her dedication and excellent service rendered to the Town of North Hudson for the past 14 years.

Thank You Sarah

INTRODUCED by Supervisor Stephanie DeZalia and passed unanimously.

November 16, 2023

Resolution # 74 of 2023

Resolution of Appreciation, Congratulations and Gratitude to John and Jean Gokey for your many years of contribution to the Town of North Hudson, its residents and its visitors.

And for your many years of public service to the Town of North Hudson.

Congratulations on your well-deserved retirement.

Thank you for all you have done over the years for our small community. You will be missed.

So moved by Supervisor Stephanie DeZalia with a unanimous second

End of the year meeting was discussed.

If needed it will be held on Thursday December 28 at 6:00pm.

7.-Privilege of the Floor:

Discussions on generator at garage, Oath of Office time frame, Main St. Revitalization, progress of Veterans Banners, committee for National Fitness Campaign

8.-Executive Session

Supervisor motioned to go into executive Session for the purposes of discussing an employee matter and possible future litigation at 6:56 p.m.

second by Councilwoman Marsden

All in Favor so moved

Motion to return from executive session by Supervisor S. DeZalia at 7:08p.m.

Second: Councilman B. DeZalia with no action taken.

Motion to adjourn at 7:10p.m. by Councilman DeZalia with a unanimous second.

Respectfully submitted

Martha M. King

Town Clerk