

Regular Town Board Meeting & Organizational Meeting

January 10, 2023

7 Community Circle

6:45:pm – 8:33pm

For those wishing to call in, please use the number 1-929-205-6099

Meeting ID 89393141055 Passcode 901005

Attending

Roy Holzer- Town Supervisor

Darin Forbes – Deputy Supervisor

Tina Terry-Preston- Board Member

Tim Follos- Board Member

Michelle Preston- Board Member

Dawn Stevens- Town Clerk

Also Attending

Mindy Goddeau, Paula Lyons, Rodger B., Rebecca J Rondeau, Favor Smith, Susan Hocker, Bob Peters, Dan Hanson, Paul McGreevy, Bill McGreevy, David Lally, Doug Nemec, Tony Nickinello, Tim Preston, John P., Beth Kress, Ben Hobday, Jim Kelly, Nancy Gonyea, Celia Stephenson, Rarilee Conway, Pat Winch, Aseem Mathieu, Joyce Terry, Charlie Terry, Chris Barnes, Barb Funk, Bill Barnes, Steve Forbes, Alison Livery, D. Newman, Thomas Hinman, Mary Minogue, Gail Mitchell, Jeri Wright and several others who did not sign in. Remote call in, Pam Winch.

The meeting was called to order at 7:00 pm by Supervisor Holzer, pledge of allegiance to the flag was recited.

Guest speaker Dmitry Feld spoke on the ongoing war in Ukraine and the hardships of the people. He also talked of groups sending humanitarian support to people, animals, and pets. Donations may be made through the USA luge in Lake Placid.

Resolution 1-2023

Resolved, to accept the November 10th and December 13th minutes.

Moved by Tina Terry-Preston Seconded by Darin Forbes All in Favor

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Resolution 2-2023

Resolved, to enter into and sign the Life Flight Contract for a Fee of \$250.00.

Moved by Darrin Forbes Seconded by Michelle Preston All in Favor

Resolution 3-2023

Resolved, and approved to pay the expenses and make the Transfers.

Moved by Tina Terry-Preston Seconded by Michelle Preston All in Favor

Supervisor Roy Holzer reported that the Town received the official resignation from Mike Goddeau from his position on the Planning Board. Mike Goddeau is now the Honorable Mike Goddeau. The position currently being advertised is for an alternate. It will be advertised until January 23rd. Supervisor Holzer stated he did speak to Bob Peters about being moved to a full-time member. He also stated that codes Officer Doug Nemec had informed him that Laura Hooker had submitted a letter of interest. Supervisor Holzer stated that he would like to make a motion to move Bob Peters to a full-time voting member.

Resolution 4-2023

Resolved, that Bob Peters be made a full-time voting member of the Planning Board.

Moved by Roy Holzer Seconded by Darin Forbes All in Favor

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Supervisor Holzer also informed the board that Essex County Real Property informed him that State Law Requires us to have not less than three or no more than 5 members on the Property Tax Review Board.

Resolution 5-2023

Resolved, to advertise for another Review Board Member.

Moved by Darin Forbes Seconded by Michelle Preston All in Favor

Currently serving are Devon Korn and Suzanne Gebel.

Resolution 6-2023

Resolved to accept the agreement with the Adirondack Park Local Government Review Board at a cost of Three-Hundred Dollars for the 2023 year.

Moved by Darrin Forbes Seconded by Michelle Preston All in Favor

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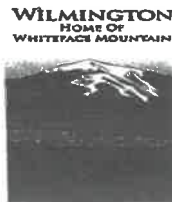
Meeting ID 89393141055 Passcode 901005

Resolution 7-2023

Resolved, to raise the water payments by Five Dollars each billing cycle a total of Ten Dollars a year.

Moved by Michelle Preston Seconded by Darin Forbes All in Favor

SUPERVISOR
ROF HOLZER
TOWN CLERK
DAWN STEVENS
Hwy SUPERINTENDENT
LOUIS ADIRAGNA
WATER SUPERINTENDENT
ED ORSI
CODE ENFORCEMENT
DOUG NEMEC
DOG CONTROL
JOHN LANGFORD



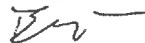
TOWN COUNCIL
TINA PRESTON
TIMOTHY FOLLOS
DARIN FORBES
MICHELLE PRESTON
ASSESSORS
ALPHONSO SMITH
BLANCHE PECK
MARCEL BRUCE
TOWN JUSTICES
HOPE SMITH-HOLZER
James Setark

1/9/23

To the Supervisor and Board Members,

I am sure that all of you are aware that everything has gotten more expensive. Cost increases are affecting the water system as well as everything else. Chemical costs have increased 96% from January of last year to this January. Electricity to run the Filter Plant and Pump station, fuel for the truck, heating system and back up generators has increased as well. In order to help offset these increases I would like to propose a \$5 increase to the current base rate. Taking it from 85\$ biannually to 90\$ biannually.

Thank You



Ed Orsi

MAIN 518.946.7174
7 COMMUNITY CENTER CIRCLE

TOWNOFWILMINGTON.ORG
PO BOX 180

FAX 518.946.7124
WILMINGTON, NY 12997

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ANNUAL ORGANIZATIONAL MEETING January 10th, 2023

RESOLVED, that the following salaries be paid to employees on a bi-weekly basis in 26 payrolls:

Supervisor-Roy Holzer, Annual - \$27,805;

Town Justice- Hon. Hope Smith-Holzer, & Hon. Michael Goddeau Annual - \$9,745 each;

Councilmembers-Michelle Preston, Tina Preston, Darin Forbes, Tim Follo-Annual-\$5,373.75 each;

Town Clerk/Tax Collector-Dawn Stevens -Annual-\$26,649;

Chairperson/Assessors-Alphonso Smith - Annual-\$8,873.50;

Assessors-Annual —Blanche Peck, Marcel Bruce-Annual- \$5,373.75 each;

Water Superintendent-Ed Orsi - \$25.06/hour

Cemetery Supt.-Douglas Nemec - Annual-\$3,001, to be incorporated as part of his regular pay;

Account Clerk-Nicole Forbes-\$23.09/hour;

Parks/Grounds/Building Maint/Water Operator- John Langford - \$23.75/hour;

Parks/EMT Personnel-Brooke Paries - \$20.80/hour,

Parks Laborer-Ashton Winch-\$ 18.72/hour;

Highway Superintendent Louis Adragna - Annual \$57,325;

Highway Personnel- Heavy Equipment Operators-\$23.09/hour;

Landfill Attendant-Douglas Nemec -\$23.09/hour for 20 hours per week

Motion: *Tim Follo*

Second: *Tina Terry-Preston*

Ayes 5

Noes 0

All in Favor

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RESOLVED, that the Town of Wilmington accept for payment duly itemized vouchers that are certified and/or verified for payment. Vouchers must be received by the last day of the month for consideration at the next monthly meeting.

Motion: *Darin Forbes*

Second: *Tim Follis*

Ayes 5

Noes 0

All in Favor

RESOLVED, that the regular monthly meeting of the Town Board of the Town of Wilmington be held in the Community Center on the second Tuesday of each month, to begin at 7 p.m. In the event that said is a legal holiday, the regular monthly meeting shall be held on Wednesday; and

FURTHER RESOLVED, that special meetings shall be called as necessary to conduct the town's business, such meetings to be held in the Community Center, on such, dates as specified and to begin at such times as specified to conform with Town Law and New York State Open Meetings Law; meetings to be posted at stores and post office,

Motion: *Tim Follis*

Second: *Darin Forbes*

Ayes 5

Noes 0

All in Favor

RESOLVED, that the Adirondack Daily Enterprise and Lake Placid News be designated the official newspapers for the Town of Wilmington.

Motion: *Michelle Preston*

Second: *Darin Forbes* **Ayes** 5 **Noes** 0 **All in favor**

RESOLVED, that the following deputies be approved and appointed:
Deputy Supervisor, Darin Forbes at \$976 Annually;

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Motion: *Roy Holzer*

Second: *Michelle Preston* **Abstain:** *Darin Forbes*

Ayes 4 Noes 0 ALL others in Favor

Deputy Town Clerk, Nancy Randall at \$16.00/hour, not to exceed 15 hours per week.

Motion: *Darin Forbes*

Second: *Tim Follos* **Ayes 5 Noes 0 All in Favor**

Deputy Highway Supt. Travis Holzer at \$24.37/hour.

Motion: *Michelle Preston*

Second: *Darin Forbes* **Ayes 5 Noes 0 All in Favor**

RESOLVED, that the following appointments be made for respective positions designated, to be paid in the manner described:

- 1) Town Engineer, as needed, to be paid on itemized vouchers for services rendered;
- 2) Registrar of Vital Statistics, Dawn Stevens, to be paid according to the fees set by the State of New York
- 3) Deputy Registrar of Vital Statistics, Nancy Randall to be paid according to the fees set by the State of New York.
- 4) Town Health Officer, Dr. Robert DeMuro, at no salary.
- 5) Town Historian, Merri Peck at no salary.
- 6) Dog Control Officer, John Langford - Annual salary-\$4,000;
- 7) Zoning & Code Enforcement Officer, Douglas Nemecc- \$23.09/hour,

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8) Budget Officer, Nicole Forbes - Annual \$1,200, paid the first payroll in November.

9) Safety Officer, Louis Adragna - Annual \$676, paid the first payroll in December.

Motion: *Darin Forbes* **Second:** *Tim Follas* **Ayes 5** **Noes 0** **All in Favor**

RESOLVED, that during the year temporary and seasonal employees be employed by the Town of Wilmington to adequately carry out the business of the town and the rate of remuneration be affixed by the Town Board for each separate employee at the time the person is employed.

Motion: *Darin Forbes*

Second: *Tim Follas* **Ayes 5** **Noes 0** **All in Favor**

RESOLVED, that a petty cash fund for the Town Clerk/Tax Collector be established not to exceed one-Hundred Dollars.

Motion: *Michelle Preston*

Second: *Darin Forbes* **Ayes 5** **Noes 0** **All in Favor**

RESOLVED, that the Superintendent of Highways be authorized to purchase necessary tools and implements during the year without prior approval of the Town Board in the amount not to exceed \$1,000 (Highway Law Section 142, Paragraph IA)

Motion: *Darin Forbes*

Second: *Tina Terry-Preston* **Ayes 5** **Noes 0** **All in Favor**

RESOLVED, that the Board of Assessment & Review be paid \$300 each member, to be paid by voucher following Grievance Day.

Motion: *Michelle Preston*

Second: *Darin Forbes* **Ayes 5** **Noes 0** **All in Favor**

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RESOLVED, that any officer or town employee be reimbursed for the use of his/her car in the performance of official business for the Town of Wilmington at the rate of .655 cents per mile for actual miles traveled.

Motion: *Tim Follos*

Second: *Darin Forbes* **Ayes 5 Noes 0** **All in Favor**

RESOLVED, that the existing Employee Regulations, regarding benefits eligibility, leaves of absence, sick leaves, holidays, overtime, vacation, hospitalization, and personal leave be continued.

Motion: *Darin Forbes*

Second: *Tina Terry-Preston* **Ayes 5 Noes 0** **All in Favor**

RESOLVED, that existing Procurement Guideline Policy, Affirmative Action Policy, Sexual Harassment Policy and Drug-Free Workplace Policy as adopted by the Town Board be continued.

Motion: *Tim Follos*

Second: *Michelle Preston* **Ayes 5 Noes 0** **All in Favor**

RESOLVED, that NBT Bank of Lake Placid, New York be designated as a depository of the Town of Wilmington and that any of the officers, employees or agents of the Town of Wilmington be and each of them hereby is authorized from time to time to deposit any of the funds of the customer in said bank either at its principal office or at any of its branches; and to endorse in the name of the Town of Wilmington all checks, orders or instruments so deposited by rubber stamp, facsimile, mechanical, manual or other signatures, and to waive presentment, demand, protest and/or notice of dishonor or protest with respect to any such check, order or instrument and that any checks, orders or instruments so deposited shall be deemed to have been unqualifiedly endorsed by the Town of Wilmington whether or not so endorsed.

FURTHER RESOLVED, that MBIA Class Accounts be used as interest-bearing accounts for monies that are not immediately needed for operating expenses.

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FURTHER RESOLVED, that both Supervisor Roy Holzer and Deputy Supervisor, Darin Forbes be authorized to be the signers of the town's official checks.

Motion: *Tim Follos*

Second: *Tina Terry-Preston* **Ayes 5** **Noes 0** **All in Favor**

RESOLVED, that the board authorizes the designation of unexpended funds in the 2022 town budget for expenditure in 2023, and establishing reserves in 2022 unappropriated fund balance, therefore.

FURTHER RESOLVED, that the Supervisor be authorized to make inter-departmental budget transfers in the 2023 town budget.

Motion: *Darin Forbes*

Second: *Michelle Preston* **Ayes 5** **Noes 0** **All in Favor**

RESOLVED, that a PER DIEM be set for Employees and Public Officials traveling for Official Town Business at a rate according to the IRS.

Motion: *Darin Forbes*

Second: *Tim Follos* **Ayes 5** **Noes 0** **All in Favor**

Nadine Hathaway, Jess Ano-Grady, Becky Northrup, Dan Hanson, John Langford & Drew Lavin were local torchbearers as Wilmington's part in the FISU World University Games on January 12th, 2023. Big thanks to them for their help.

8:04 pm Call for an executive session on a legal matter.

8:31 pm Out of executive session.

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Resolution 8-2023

Resolved, to hire Favor Smith to handle the lawsuit.

Moved by Michelle Preston **Seconded by** Darin Forbes **All in Favor**

The meeting was Adjourned at 8:33 pm.

Tim Follo asked for the following clarifications to be added to the minutes of November 10th2022.

This was written by Tim Follo completely and may not reflect the recorded tapes and is not written by the clerk who took the minutes.

Tim Follo discussed fees on whole-home vacation rentals. He stated that Wilmington has 162 STRs and 135 Whole-home vacation rentals and that the average number of bedrooms per STR in Wilmington is 2.6. He stated that a \$500 annual fee on whole-house STRs in Wilmington would raise \$67,500 annually; a \$400 annual fee on whole-home STRs in Wilmington would raise \$54,000 annually; \$300 annual fee on whole-home STRs in Wilmington would raise 40,500 a year; and that a \$100. Per-bedroom fee would raise approximately \$42,380. He stated that increased fees on STRs would allow the town to keep property taxes level or cut property taxes.....

Council member Forbes and Supervisor Holzer said we should leave things the way they are for now and focus on determining the number of STRs in Wilmington first...

When asked to vote on the budget, Council member Follo said he would not vote for a budget that raises taxes but does not raise STR fees. He eventually voted against the budget.

Again, I state this is a clarification written by Tim Follo completely and may not reflect the recorded tapes and is not written by the clerk who took the minutes.

Respectfully submitted,

Dawn Stevens

Dawn Stevens

Townclerk/Taxcollector