

**TOWN OF BRUNSWICK
REGULAR TOWN BOARD MEETING
DECEMBER 14, 2023, 7:00 P.M.
TOWN HALL**

Board Members Present: Supervisor Herrington, Councilman Christian, Councilman Cipperly, Councilman Balistreri, and Councilman Sullivan.

Also Present: Town Attorney, Thomas Cioffi and Deputy Town Clerk Rebecca Del Gaizo.

Supervisor Herrington called the meeting to order at 7:04 p.m.

All joined in with the salute to the flag.

VISITORS WHO WISH TO SPEAK:

Jack Curran, representing Eagle Mills Fire Department, attended a NYS Rural Ambulance Task Force meeting that is working to put together recommendations for the state to address issues surrounding ambulance service throughout the area.

Jim Murray, 126 McChesney Ave, thanked the Town Board for listening to residents' concerns regarding Walmart's PDD amendment and not allowing for onsite long-term storage containers.

BUSINESS MEETING:

MINUTES OF THE PREVIOUS MEETING:

Councilman Balistreri made a motion to approve the minutes of the November 9th Public Hearing and Town Board Meeting. Motion seconded by Supervisor Herrington. Unanimously approved.

REPORTS:

Town Clerk: Deputy Clerk, Rebecca Del Gaizo

Ms. Del Gaizo gave the report for the month of December. \$5,357.35 will be remitted to the Supervisor's office. Rounding numbers, recycling fees accounted for \$3,062, Community Center fees for \$1,350.00, Dog License fees for \$256.00 and \$671.00 in miscellaneous fees making up the balance. The Community Center had 9 new reservations. Our share of \$7,213.00 in DEC sales was \$399.00. Motion to accept the report was made by Councilman Christian and seconded by Councilman Balistreri. Unanimously approved. A copy of the written report is on file in the Town Clerk's Office.

Highway Superintendent: Mike Bayly

Mr. Bayly gave his report for the month of November. Work included: patching; brush pick up; installing and fixing plow trucks; recyclables hauling; brush cutting and ditching; cleaning culverts and rebuilding catch basins; installing road signs; spot salting; working at the Town Beach repairing a retaining wall; and responding to the first snow of the season. Motion to accept the report was made by Councilman Christian and seconded by Councilman Sullivan. Unanimously approved.

Water & Sewer: Bill Bradley

Mr. Bradley was unable to attend the meeting. A report will be filed in the Town Clerk's office when available.

Code Enforcement: Charles Golden

Mr. Golden was unable to attend the meeting. His report for the month of November has been submitted. A copy of the written report is on file in the Town Clerk's Office.

Town Attorney: Thomas Cioffi

Mr. Cioffi gave his report for the month of November. He attended and participated in meetings with staff and outside counsel at Town Hall and by conference calls or video meetings on November 15th, 16th, 20th; 21st, 29th, and December 4th, 5th, 6th, and 13th; on November 15th attended continuing education by Lexus Nexus on artificial intelligence; prepared the resolutions and supporting documents for this evening's meeting including a new introductory local law; continuing to work with outside council on two pending CPR article 78 proceedings related to Freedom of Information requests; working with a law firm engaged by the town in respect to pending litigation; worked with the building department on pending and prospective enforcement matters; worked with the building department and assessment department regarding potential unlawful development occurring at an existing commercial site in town; worked with the Supervisor's office related to personnel matters; last month he reported that he worked with Bill Bradley and representatives of NYS DOT regarding proceedings being undertaken by DOT to obtain property by eminent domain that is owned by the Town and since then, action has been taken by the Town Board and in due course the Town will receive fair market value for said property; working with Bill Bradley preparing easements adjacent to the Vanderheyden Reservoir to allow for rehabilitation of the dam; working with the building department responding to a Freedom of Information request; prepared and reviewed various legal documents, and performed legal research and advisement as requested by town officials and employees; Motion to accept the report was made by Supervisor Herrington and seconded by Councilman Balistreri. Unanimously approved.

Town Historian: Tracy Broderick

Ms. Broderick has been researching the Springer family, which is one of the earliest settlers in town, listed in 1790 land map. The brickhouse was built in the early 1800's using clay found on the property. The family came here when their son Jacob was only 14 years old when he was kidnapped by Indians. The boy was found in Canada approximately 4 years later and was freed from the Indians to return to his family. There was a family cemetery located at the homestead that consists of 70 people. It was commonplace to use the same name to name the sons within the family, allowing for six Jacob Springers in records. Motion to accept the report was made by Councilman Christian and seconded by Councilman Sullivan. Unanimously approved.

Recycling Coordinator: Thomas Engster

Mr. Engster gave his report for the month of November. Revenues totaled \$3,491.05 and expenses \$1,929.95. 15.47 ton of materials were recycled and landfilled. CEE waste recycled was 7.365 tons. Motion to accept the report was made by Councilman Christian and seconded by Councilman Sullivan. Unanimously approved. A copy of the report is on file in the Town Clerk's Office.

Community Library: Sara Hopkins

Ms. Hopkins was unable to attend the meeting. Her report for the month of November has been submitted. A copy of the written report is on file in the Town Clerk's Office.

RESOLUTIONS:

Resolution No. 57 RESOLUTION DECLARING ITEMS TO BE SURPLUS PROPERTY. The foregoing Resolution, offered by Councilman Sullivan and seconded by Councilman Christian,

was duly put to a roll call vote as follows: Councilman Cipperly, Voting Aye; Councilman Christian, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

Resolution No. 58 RESOLUTION ADOPTING TOWN OF BRUNSWICK

LOCAL LAW NO. 2 OF THE YEAR 2023. The Foregoing Resolution, offered by Supervisor Herrington and seconded by Councilman Christian, was duly put to a roll call vote as follows: Councilman Cipperly, Voting Aye; Councilman Christian, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

Resolution No. 59 RESOLUTION ADOPTING PRELIMINARY DETERMINATION ON WALMART PLANNED DEVELOPMENT DISTRICT AMENDMENT SKETCH PLAN.

The Foregoing Resolution, offered by Councilman Sullivan and seconded by Councilman Christian, was duly put to a roll call vote as follows: Councilman Cipperly, Voting Aye; Councilman Christian, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

Introductory Local Law No. 2 of the Year 2023 A LOCAL LAW EXTENDING A MORATORIUM ON THE FILING, ACCEPTANCE, REVIEW, OR DETERMINATION OF ANY LAND USE APPLICATION PERTAINING TO COMMERCIAL SOLAR COLLECTOR SYSTEMS IN THE TOWN OF BRUNSWICK. The foregoing Resolution was introduced by Councilman Balistreri. A Public Hearing for January 11th, 2024, at 6:30 pm was scheduled. Unanimously approved.

After a discussion between board members, the 2023 End-of-Year meeting was scheduled for Wednesday, December 27th, 2023 commencing at 6:30 pm., and the 2024 Organizational meeting was scheduled for Tuesday, January 2nd, 2024 commencing at 6:30 pm. Both meeting will be held at the Tow Office Building.

CORRESPONDENCE:

The Doyles, 10 Meadowview Dr., are very pleased with the patch work the Highway team did recently.

Joan Warnken, 18 Pleasantview Ave., sent a card thanking the Highway Department for cleaning up the leaves.

Joan and Frank Casey, 400 Farm to Market Road, also sent a card thanking the Highway Department for the excellent job brush cutting on Joy Lane.

Matt Perfetti, President of Brunswick Youth Baseball, mailed a lengthy card expressing gratitude for the support throughout the year.

Nancy and Michael (no last name provided) sent a card to Mr. Bradley thanking him for sharing his expertise and recommendations on their water system and water testing.

OLD BUSINESS:

None.

NEW BUSINESS:

None.

WARRANTS:

Warrants No. 231187 through 231286, No.120923001 through 120923006 and No.1124230001 through 112423009 were presented. Motion to approve the warrants was made by Councilman Christian and seconded by Councilman Sullivan. Unanimously approved. Individual fund expenses were as follows:

General	\$	102,212.78
Highway	\$	111,511.53
Water	\$	12825.91
Sewer	\$	398.80
Special Sewer District #6	\$	309.09

FURTHER VISITORS WHO WISH TO SPEAK:

Greg Beijian, asked about the status of the solar moratorium. Mr. Cioffi advised that the extension of the moratorium was approved earlier this meeting.

Ken Hines, Brunswick Meadows Way, asked for status of their requests concerning the Town taking over the roads in their community. Councilman Sullivan is conducting research to determine the cost for taxpayers and other related projects.

Jim Tkacik, 387 Brunswick Road, congratulated the Town Clerk Elect on getting the minutes completed in a timely manner. He also commended her for posting the open Deputy Clerk position as well as the Assessor's Assistant vacancy. Mr. Tkacik inquired about the vacancy that was hired last month. He wanted to know how many applicants and how many interviews were conducted and had concerns it wasn't an open opportunity for others to apply.

William Lewis, Town Clerk, addressed the Board. He thanked all that were able to attend his surprise retirement party, including town employees, residents and close friends from far and wide. Special thanks to Rebecca for organizing the party! He has enjoyed the past 20 years working for the Town and the residents of Brunswick.

ADJOURNMENT:

Councilman Christian made the motion to adjourn. Motion was seconded by Councilman Sullivan. Unanimously approved. The meeting adjourned at 7:56 p.m.

Respectfully submitted,

Rebecca Del Gaizo
Deputy Town Clerk