

REGULAR MEETING JANUARY 20, 2011

A regular meeting of the Mayfield Town Board was held on Thursday, January 20, 2011 at the Mayfield Municipal Complex 28 N School Street. The meeting was called to order at 7:00 PM and opened with the Pledge of Allegiance led by Supervisor Richard Argotsinger.

PRESENT: Supervisor Richard Argotsinger
Councilman Vincent Coletti
Councilman Thomas Ruliffson
Councilman Steve Van Allen

ABSENT: Councilman Shawn Humphrey

Others Present: Betty Tabor Historian, Robert Phillips, Mike Stewart CEO, Mel Dopp Highway Superintendent, Jim Cownie, Cheryl Gifford, William Gifford, Linda Kessler (The Recorder), Melissa Mazzarelli Assessor, Jack Putman

PUBLIC- No one spoke at this time.

CEO REPORT- Mike Stewart CEO submitted his monthly report which included 6 permits issued for the month. Also had been approached by the engineer for Sunset Bay Campground for an addition.

HIGHWAY SUPERINTENDENT REPORT- Mel Dopp Highway Superintendent reported that they had taken some of the fence down at the cemetery to sandblast and repaint. They will put them back up in the spring, beach has been plowed. Also had met with the engineer for the upcoming Beech Street project. Councilman Coletti complimented the highway department on doing an excellent job.

SUPERVISOR REPORT- Supervisor Argotsinger reported he had attended all required county meetings.

The dog control report was submitted with 16 dog complaints and 1 chicken complaint.

BEACH COMMITTEE- Councilman Van Allen reported that the beach committee has started working on job descriptions for the employees.

INVENTORY COMMITTEE- Councilman Coletti reported that the inventory will be completed by the March 17th deadline.

OLD BUSINESS

SEQR FOR BELLEN ROAD- Mike Stewart CEO read each question and the board discussed it to complete the SEQR form.

RES#27 ISSUING NEGATIVE DECLARATION UNDER SEQR REGARDING PETITION FOR ANNEXATION OF TERRITORY FROM THE TOWNS OF MAYFIELD AND BROADALBIN INTO THE VILLAGE OF BROADALBIN

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WHEREAS, in accordance with Section 703 of NYS General Municipal Law, the Town of Mayfield has received a Petition for Annexation from property owners in the Towns of Mayfield and Broadalbin to have said parcels annexed into the Village of Broadalbin, and

WHEREAS, the parcels proposed to be annexed from the Towns of Broadalbin and Mayfield into the Village of Broadalbin are listed below:

Owner's Name and Address	SBL	Property Address	Municipality	School District	Fire District	Assessed Value
Craig Hartz 190 Bellen Road Broadalbin, NY 12025	152.-6-8.2	190 Bellen Rd	Mayfield	Broadalbin-Perth	Broadalbin-Kennetto	\$ 66,900
Heritage Development Holdings, LLC P.O. Box 1123 Clifton Park, NY 12065	152.-6-8.1	194 Bellen Rd	Mayfield	Broadalbin-Perth	Broadalbin-Kennetto	\$108,300
Adele & William Guzek 205 Bellen Road Broadalbin, NY 12025	152.-3-12.2	205 Bellen Rd	Mayfield	Broadalbin-Perth	Broadalbin-Kennetto	\$ 71,500
Retha Seward 42 S. Second Avenue Broadalbin, NY 12025	152.-3-9	State Hwy 29	Mayfield	Broadalbin-Perth	Broadalbin-Kennetto	\$ 2,800
Total Town of Mayfield Assessed Value						\$249,500
Heritage Development Holdings, LLC P.O. Box 1123 Clifton Park, NY 12065	152.-1-36	194 Bellen Rd	Broadalbin	Broadalbin-Perth	Broadalbin-Kennetto	\$ 61,500
Adele & William Guzek 205 Bellen Road Broadalbin, NY 12025	152.-1-38	205 Bellen Rd	Broadalbin	Broadalbin-Perth	Broadalbin-Kennetto	\$ 1,000
Roy R. Sweet 62 North Street Broadalbin, NY 12025	152.-1-2	Bellen Rd	Broadalbin	Broadalbin-Perth	Broadalbin-Kennetto	\$ 1,000
Karen L. Fuellman P.O. Box 251 Broadalbin, NY 12025	152.-1-3	Bellen Rd	Broadalbin	Broadalbin-Perth	Broadalbin-Kennetto	\$ 1,000
Karen L. Fuellman P.O. Box 251 Broadalbin, NY 12025	152.-1-4	State Hwy 29	Broadalbin	Broadalbin-Perth	Broadalbin-Kennetto	\$ 1,000
Retha Seward 42 S. Second Avenue Broadalbin, NY 12025	152.-1-1	State Hwy 29	Broadalbin	Broadalbin-Perth	Broadalbin-Kennetto	\$ 1,900
Total Town of Broadalbin Assessed Value						\$ 67,400
Grand Total Assessed Value						\$316,900

and

WHEREAS, NYS SEQR Regulations stipulate that a State Environmental Quality Review is required before a municipality adopts a resolution approving the annexation of real property from an adjacent municipality, and

WHEREAS, Section 617.4(b)(4) of NYS SEQR Regulations states that the acquisition, sale, lease, annexation or other transfer of 100 or more contiguous acres of land by State or local agency shall be considered a Type 1 Action under SEQR, and

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WHEREAS, the Petition for Annexation included a completed Part 1 Environmental Assessment Form (EAF), and

WHEREAS, on November 18, 2010, the Town of Mayfield Town Board proposed itself as the Lead Agency for the purposes of conducting the required SEQR review of the proposed Petition on Annexation, and

WHEREAS, on November 19, 2010, the Town of Mayfield Supervisor sent copies of the Petition for Annexation, EAF and Subdivision Plan to all Involved Agencies asking them to consent to the Town of Mayfield Town Board's serving as the Lead Agency, asked all Involved Agencies to submit comments back to the Town of Mayfield Town Board by 5:00 p.m. on December 15, 2010 on whether the Involved Agency consents to the Town of Mayfield Town Board serving as Lead Agency and whether the Involved Agencies have any comments on whether the proposed action may create any significant impacts on the environment, and

WHEREAS, the Village of Broadalbin, Town of Broadalbin and NYS Department of Health have all responded to the Town of Mayfield consenting to have the Town Board serve as the SEQR Lead Agency, and

WHEREAS, the Town Board of the Town of Mayfield has assumed Lead Agency status for the purpose of conducting a coordinated SEQR Review of the Petition for Annexation, and

WHEREAS, the Town Board had classified the Petition for Annexation as a Type I Action under SEQR, and

WHEREAS, the Town Board, as Lead Agency, has reviewed the Petition on Annexation, the EAF, the comments received at the December 13, 2010 joint public hearing and a Summary Report prepared on the potential impacts the proposed annexation may have on property and sales tax revenues of the affected municipalities and has prepared and reviewed Part II of the Environmental Assessment Form and based upon all information received and reviewed has determined that the proposed annexation may be undertaken without any major environmental impacts,

NOW, THEREFORE BE IT

RESOLVED, that the Town Board, as Lead Agency, hereby issues a Negative Declaration under SEQR and authorizes and directs, in accordance with Section 617.12 of the SEQR Regulations, that a Negative Declaration be distributed and filed with:

- Town of Broadalbin Supervisor
- Town of Mayfield Supervisor
- Village of Broadalbin Mayor
- NYS Department of Health

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- NYS Department of Environmental Conservation
- U.S. Army Corps of Engineers
- Heritage Development Holdings, Inc.
- Environmental Notice Bulletin

and be it further

RESOLVED, that any future development on the lands proposed to be annexed would be subject to a separate SEQR review, and be it further

On motion by Councilman Coletti seconded by Councilman Van Allen the following resolution was ADOPTED by roll call vote

Supervisor Argotsinger AYE

Councilman Coletti AYE

Councilman Ruliffson AYE

Councilman Van Allen AYE

Absent- Councilman Humphrey

RES# 28 AUTHORIZE SUPERVISOR TO SIGN INTER- MUNICIPAL AGREEMENT

On motion by Councilman Coletti seconded by Councilman Van Allen the following resolution was ADOPTED 4 AYES (Argotsinger, Coletti, Ruliffson, Van Allen) 1 Absent (Humphrey)

RESOLVED that the Mayfield Town Board authorizes Supervisor Argotsinger to sign the inter-municipal agreement with the Mayfield Fire District for a surplus generator. WHEREAS the Fire District presently has in its possession a surplus generator of which it has no need, and

WHEREAS, the Town is in need of a generator for its own uses and purposes, and

WHEREAS the Fire District wishes to give the said surplus generator to the Town and the Town is willing to accept the said surplus generator,

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the Town and the Fire District do hereby enter into this inter- municipal agreement and do hereby agree as follows:

1. The Fire District does hereby give the Town its surplus generator which is more particularly described in Schedule A which is annexed hereto and which is made part hereof.
2. The Town does hereby accept from the Fire District the said surplus generator which is described in Schedule A.
3. The Fire District's gift of the said surplus generator to the Town and the Town's acceptance of this gift are each without terms, conditions or restrictions whatsoever, so that henceforth the said generator shall be and remain the sole and exclusive property of the Town, and the Town shall be solely responsible for its maintenance, care and upkeep.
4. This agreement constitutes the entire agreement of the parties hereto, and there are no other terms, conditions, representations or assurances which are not specifically mentioned herein.

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5. This agreement shall be executed in duplicate, but each copy shall be deemed to be one and the same instrument. The Town's copy hereof shall be duly filed in the Mayfield Town Clerk's Office and therein as a permanent Town record.

RES# 29 ACCEPTANCE OF GENERATOR

On motion by Councilman Coletti seconded by Councilman Van Allen the following resolution was ADOPTED 4 AYES (Argotsinger, Coletti, Ruliffson, Van Allen)

1 ABSENT (Humphrey)

RESOLVED that the Mayfield Town Board approves to accept the surplus generator from the Mayfield Fire District.

FINANCIAL REPORT

The Town Clerk's report was submitted with fees collected in the A account \$298. 80 B account \$5225.00 Decals \$1.60

RES# 30 APPROVAL OF VOUCHERS

On motion by Councilman Van Allen seconded by Councilman Ruliffson the following resolution was ADOPTED 4 AYES (Argotsinger, Coletti, Ruliffson, Van Allen) 1

ABSENT (Humphrey)

RESOLVED that the Mayfield Town Board approves the payment of vouchers in the following accounts

General Townwide	vouches 1-28	\$22,924.01
General Outside	vouchers 1-3	\$848.26
Highway Townwide	vouchers 1-7	\$14,780.01
Highway Outside	vouchers 1-10	\$2,017.54

NEW BUSINESS

RES# 31 AUTHORIZE TO DEPOSIT ASSESSOR PETTY CASH INTO GENERAL FUND

On motion by Councilman Ruliffson seconded by Councilman Van Allen the following resolution was ADOPTED 4 AYES (Argotsinger, Coletti, Ruliffson, Van Allen) 1

ABSENT (Humphrey)

RESOLVED that the Mayfield Town Board approves to authorize Supervisor Argotsinger to deposit the Assessor's petty cash into the general fund.

A discussion was held on having a wall put up in the entry hall to block some of the cold. The Building and Grounds Committee will meet with Fire District to make the recommendation.

RES# 32 SET PUBLIC HEARING ON PROPOSED LOCAL LAW # 1 OF 2011

On motion by Councilman Coletti seconded by Councilman Ruliffson the following resolution was ADOPTED 4 AYES (Argotsinger, Coletti, Ruliffson, Van Allen) 1

ABSENT (Humphrey)

RESOLVED that the Mayfield Town Board approves to set February 17th at 7:15 PM for a public hearing on proposed local law # 1 of 2011. A local law to provide for the appointment of alternate members to the Town Planning Board.

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RES# 33 APPOINTMENT OF CHAIRMAN AND VICE CHAIRMAN OF PLANNING BOARD FOR 2011

On motion by Councilman Coletti seconded by Councilman Ruliffson the following resolution was ADOPTED 4 AYES (Argotsinger, Coletti, Ruliffson, Van Allen) 1 ABSENT (Humphrey)

RESOLVED that the Mayfield Town Board approves the appointment of Marilyn Salvione as Chairman and Robert Phillips as Vice Chairman of the Planning Board for 2011.

RES# 34 APPROVAL OF MERGING VOTING DISTRICTS

On motion by Councilman Coletti seconded by Councilman Ruliffson the following resolution was ADOPTED by roll call vote

Supervisor Argotsinger	AYE
Councilman Coletti	AYE
Councilman Humphrey	ABSENT
Councilman Ruliffson	AYE
Councilman Van Allen	AYE

WHEREAS the Town of Mayfield is presently divided into five separate Election Districts, among which are those which are designated District 4 and District 5, and

WHEREAS there is no present need or legal requirement to maintain a separate District 4 and a separate District 5, and

WHEREAS it appears that the merger of District 4 and District 5 into one Election District would be in the best interests of the electors of the Town of Mayfield,

NOW, THEREFORE, be it hereby RESOLVED by the Town Board of the Town of Mayfield, at a regular monthly meeting thereof, that the presently existing Election Districts which are designated District 4 and District 5 be and they are hereby merged into one Election District to be henceforth known as District 4, and it is further

RESOLVED that a certified copy of this Resolution be forwarded to the Fulton County Board of Elections so that its records may be duly noted accordingly.

RES# 35 APPROVAL OF WAIVER FOR GREYSTONE INN

On motion by Councilman Ruliffson seconded by Councilman Van Allen the following resolution was ADOPTED 4 AYES (Argotsinger, Coletti, Ruliffson, Van Allen) 1 ABSENT (Humphrey)

RESOLVED that the Mayfield Town Board approves to waive the 30 days notice to the Greystone Inn for renewal of their liquor license.

Supervisor Argotsinger reported that 1 letter of interest was received for the upcoming Zoning Board opening. A small discussion was held with the board having an interview at 6:30 PM on February 17th.

REMINDERS

Vouchers due February 11th

Regular Monthly Meeting February 17th

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On motion by Councilman Van Allen seconded by Councilman Coletti the meeting was adjourned at 7:30 PM 4 AYES (Argotsinger, Coletti, Ruliffson, Van Allen) 1 ABSENT (Humphrey)

Respectfully Submitted:

Dorothy Hart
Town Clerk RMC