

February 10, 2020 the regular town board meeting was held at 7:00 p.m. in the Town Hall with all members in attendance except for Coun. Greenough and Highway Superintendent Hobus. Sup. Ferguson led the pledge to the flag. A motion to accept the previous month's meeting was made by Coun. Wilbur and was seconded by Coun. Raymond and all were in favor. A motion to pay the audited bills was made by Coun. Wilbur and was seconded by Coun. Barber and all were in favor.

Old Business: A question that keeps coming up about the closure of the town dump and the continual reporting done by Phoenix Labs. We are trying to get the DEC to oversee this and there were high temperature readings on the wells recently so we may have to keep using Phoenix Labs to do the testing.

New Business: It is necessary for the town to redo the estoppel and resolution for the truck BAN. The estoppel will be in this week's newspaper per direction and the resolution passed during the December closeout meeting will become **Resolution #6-2020** titled **Bond Truck Purchase** put forth by Supervisor Ferguson and was seconded by Coun. Wilbur and a roll call vote is as follows: Councilman Barber-AYE; Councilman Wilbur-AYE; Councilman Raymond-AYE; Councilman Greenough-ABSENT.

During this meeting the town attorney, Matt Fuller, was in attendance to make clear of any business that has happened during the last few months. Coun. Wilbur asked if there is anything that needs to be done since the town went over the amount to be raised by taxes during the budget process of .6755% to 5% in actual with the money being collected and was not figured during the budget process and if there is a need to have it placed into a fund. Sup. Ferguson replied that he would discuss it further with the County Treasurer since we were under the tax cap last year that we could still be alright for this year. Mr. Fuller replied that in the 5 percent change in this year's budget is after the fact there really isn't anything that needs to be done. Town Clerk, Marcinda Wilbur, addressed the attorney about the Records Management Officer position and access to town records for FOIL requests. She currently does not have access to town records except for those that are sent to her office. Mr. Fuller avoided a direct answer to the question and replied that it is nearly impossible for the clerk to have access to all town records and that each department is responsible to have the records on file and to make those records available upon request. It has been determined that the town is going to have to address the issue of access among the members so that town can effectively conduct business in a professional and timely manner. As to rather or not a key should be provided to the clerk for access is up to discussion of the town board and the clerk and Sup. Ferguson.

Financials were given to the board and are on file in the town clerk's office. The 2014 AUD has been accepted by the State Comptroller's office. A question in regards to \$7,000 budgeted during the 2015 Town Budget has stalled the acceptance of that year's AUD and Sup. Ferguson asked the board if they could remember anything that would explain the money. According to the agenda Laura Chadwick, the director of Real Property Tax Service, was placed last for her to come to the board and discuss the re-val grant process but she had a meeting earlier in the evening and has not arrived at the town hall by this time. The next month's meeting will need to be moved to Wednesday, March 11 beginning at 7:00p.m. due to a scheduling conflict for Sup. Ferguson. He will notify the newspaper of the change.

County Business: There is help available at the county to have income taxes done at a reduced price if you make under \$50,000.

Highway Superintendent's Report: Highway Superintendent Hobus was absent from the meeting so there was no update.

Public Comment: Claudia Braymer was in attendance during tonight's meeting. She is the attorney representing Anda Stipins-Gang. She addressed the board about a FOIL request to the town from Ms. Stipins-Gang that went unanswered for several months and an appeal to the Records Access Appeal Officer was also unanswered. Supervisor Ferguson is that Records Access Appeal Officer for the town and due to no response to the appeal an Article 78 was filed against the town and copy of the claim was given to the Supervisor as well as the Town Clerk and is on file in the clerk's office. Ms. Braymer asked Mr. Fuller if he wanted a copy and he replied that he has one in his office already. There were no further public comments and the board moved to enter into executive session to discuss personnel and litigation issues at 7:19 p.m. The board came out of executive session after 90 minutes and a motion to adjourn was unanimously agreed upon. No further discussions. Respectfully submitted, Marcinda Wilbur Dresden
Town Clerk

Attendance: Mary Malo, Robert Cucinello, Erin Perkins, Gary Scott, Anda Stipins-Gang, George Gang, Monika Tupper, Walt Tupper, PJ Ferguson-Whitehall Times, Warren Gordon, Clayton Ryder, Matt Fuller, Claudia Braymer