

**Town of Northumberland**  
**Town Board Meeting**  
**April 9, 2020**

The Regular Monthly Meeting of the Northumberland Town Board was called to order @ 8:00 AM by Supervisor Willard Peck. Following the salute to the flag, roll call was taken. Those attending included Supervisor Willard Peck; Councilman Paul Bolesh; Councilman John DeLisle; Councilman George Hodgson and Councilwoman Patricia Bryant. Also attending was Clerk Denise Murphy. The Town Board Members and Town Clerk were seated around the Town Board room as outlined in NYS PAUSE Plan on social distancing of at least 6' from others.

**PUBLIC PARTICIPATION**

Supervisor Willard Peck gave an update on how Saratoga County is handling the Coronavirus. Supervisor Willard Peck stated that he is attending morning briefing at Saratoga County in his role as Public Safety Chairman

**APPROVAL OF MINUTES**

1. Councilwoman Patricia Bryant made a motion to approve the minutes of the March 12, 2020 Regular Monthly Meeting. Councilman Paul Bolesh seconded the motion. All in favor, motion carried.

**CORRESPONDENCE**

1. Dog Control Officers Report for March: Dog Control Officer Edward Cross submitted the following report for March, 2020. Mr. Cross answered 2 complaints; issued 1 warning and had 1 dog bite case.
2. Supervisor Willard Peck received a letter from Mark Pyskadlo, PE with New York State Department (NYS DOT) of Transportation regarding the intersection of State Route 32N and Rugg Road. Highway Supt Coffinger requested that NYS DOT consider changing the intersection control on Rugg Road at its intersection with Route 32 in the Town of Northumberland. Rugg Road intersects Route 32 in a "Y" configuration with the northern leg being "Stop" controlled and the southern leg "Yield" controlled. NYS DOT have completed their review of this intersection and have determined changing the southern leg from "Yield" to "Stop" control is warranted. Supervisor Peck stated that he still has concerns regarding the intersection layout. He would like to have the configuration evaluated from a "Y" to a "T" intersection. Supervisor Peck will discuss this with Highway Supt Coffinger.
3. The Town of Northumberland received "In Session" from the Association of Towns' Legislative Newsletter.

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**NEW BUSINESS**

1. Renewal of BAN for the 2019 Western Star: Councilman John DeLisle introduced Resolution #38 of 2020

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF NOTES OF THE TOWN OF NORTHUMBERLAND, NEW YORK IN THE AMOUNT OF \$90,000.00, IN ANTICIPATION OF SALE OF \$180,000.00 SERIAL BONDS TO PAY FOR THE PURCHASE OF A 2019 WESTERN STAR 4700SB CAB/CHASSIS AND CIVES TANDEM PLOW AND DUMP EQUIPMENT.

**WHEREAS**, pursuant to the Bond Resolution adopted April 19, 2018, the Town Board of the Town of Northumberland, New York, issued a Bond Anticipation Note in the amount of \$180,000.00, to mature April 19, 2019 for the purpose of purchasing a 2019 Western Star 4700SB Cab/Chassis and Cives Tandem Plow and Dump Equipment; and

**WHEREAS**, pursuant to a Bond Anticipation Renewal Note Resolution adopted April 11, 2019, the Town Board renewed the note, in part, by issuing an \$135,000.00 Bond Anticipation Renewal Note dated April 19, 2019, to mature on April 18, 2020, and paying \$45,000.00 of the principal owed on the note together with accrued interest on April 19, 2019; and

**WHEREAS**, the Town Board desires to provide for the renewal, in part, of the prior note with a portion of said prior note to be paid on or about April 18, 2020 to wit the sum of \$45,000.00 together with accrued interest and a new renewal note to be dated April 18, 2020 and issued in the amount of \$90,000.00 to mature no later than April 17, 2020;

**BE IT RESOLVED** this 9th day of April, 2020, by the Town Board of The Town of Northumberland, New York, as follows:

Section 1. There are hereby authorized to be issued pursuant to the Local Finance Law of the State of New York Bond Anticipation Renewal Note or Notes for the purpose of paying for a 2019 Western Star 4700SB Cab/Chassis and Cives Tandem Plow and Dump Equipment and in anticipation of the sale of serial bonds of the Town of Northumberland, New York, as authorized in a resolution adopted April 19, 2018, entitled

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF NOTES OF THE TOWN OF NORTHUMBERLAND, NEW YORK, IN ANTICIPATION OF SALE OF \$180,000.00 SERIAL BONDS TO PAY FOR THE PURCHASE OF A 2019 WESTERN STAR 4700SB CAB/CHASSIS AND CIVES TANDEM PLOW AND DUMP EQUIPMENT.

Section 2. The amount of Bonds to be issued for the aforesaid purpose is \$180,000.00. The amount of said Bond Anticipation Note or Notes shall not exceed \$90,000.00.

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Section 3. Immediately, upon issuance of the Bond Anticipation Renewal Note authorized herein, the Bond Anticipation Note dated April 19, 2019 issued in anticipation of the aforesaid bonds will be paid and there will be no Bond Anticipation Notes outstanding which have been previously issued by the Town of Northumberland in anticipation of the sale of the aforesaid bonds.

Section 4. The Bond Anticipation Renewal Note authorized herein is a renewal note. By resolution dated April 19, 2018, the Town Board of the Town of Northumberland authorized the issuance of \$180,000.00 of serial bonds and a Bond Anticipation Note to pay for the purchase of a 2019 Western Star 4700SB Cab/Chassis and Cives Tandem Plow and Dump Equipment. On or before April 18, 2020, the Town will issue Bond Anticipation Renewal Notes in the amount of \$90,000.00 and pay \$45,000.00 of the principal owed on the prior note together with accrued interest. The Bond Anticipation Renewal Notes authorized herein are a renewal of the \$90,000.00 balance of the notes previously issued to pay for the purchase of a 2019 Western Star 4700SB Cab/Chassis and Cives Tandem Plow and Dump Equipment. Said notes shall be renewed at the Glens Falls National Bank at an interest rate of 2.10 %. The Bond Anticipation Renewal Notes authorized herein shall provide that they cannot be converted to registered notes.

Section 5. The Bond Anticipation Notes authorized herein shall mature within one year of the date of their issue.

Section 6. The Bond Anticipation Notes authorized herein are not issued in anticipation of bonds for an assessable improvement.

Section 7. The Town Clerk is hereby authorized to sell at private sale the original bond anticipation notes herein authorized to be issued. Such notes may be sold and delivered at one time or from time to time and if sold at different times they shall be dated as of the respective dates of issue. The place of payment, rate of interest, denominations and all other terms, details and contents of said notes, including provisions for redemption if deemed desirable, shall be determined by the Supervisor of the Town of Northumberland.

Section 8. The Supervisor of the Town of Northumberland is hereby authorized to designate these notes as qualified tax-exempt obligations pursuant to section 265 (b) (3) of the Internal Revenue Code of 1986. The Town of Northumberland does not reasonably expect to issue in excess of Ten Million Dollars (\$10,000,000.00) of its general obligations in a calendar year ending December 31, 2020. The Town Board covenants that it will take any necessary action to all things and not take any prohibited action to ensure that the interest on the notes will be exempt from federal taxation at all times.

Section 9. Such bond anticipation notes shall be signed by the Supervisor of the Town of Northumberland and shall have the corporate seal of the Town of Northumberland affixed thereto and attested by the Town Clerk.

Section 10. The full faith and credit of said Town of Northumberland, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such notes as the same respectively become due and payable. The bond anticipation notes shall be paid from the aforesaid revenues or may be redeemed as provided by the Local Finance Law of the State of New York.

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Section 11. This resolution shall take effect immediately.

Councilwoman Patricia Bryant seconded the introduction of Resolution #38 of 2020

Supervisor Willard Peck – “Aye”  
Councilman Paul Bolesh – “Aye”  
Councilman John DeLisle – “Aye”  
Councilman George Hodgson – “Aye”  
Councilwoman Patricia Bryant – “Aye”    Resolution #38 of 2020 Adopted

2. Barber Bros. Dairy II Conservation Easement Project

Saratoga PLAN will be applying to the New York State Department of Agriculture and Markets (NYSDAM) for a Farmland Protection Implementation Grant under grant opportunity RFA 0219, Dairy Transitions Farmland Protection Initiative – Phase 2. This project meets all the requirements to be eligible for this grant program. This project will protect approximately 216 acres of fertile farmland in the Town of Northumberland that is owned by Barber Bros. Dairy, LLC and Linda Barber, and operated by Barber Bros. Dairy, LLC. Approximately 190 acres (88%) are actively farmed. The land includes 57.5 acres of prime soils (27%) and 67.5 acres of soils of statewide importance (31%), with significant improvements through tiling. The land is in the agricultural district. The land to be protected is in the heart of the Town of Northumberland’s farming community and is adjacent to 465 acres of farmland protected through the Barber Bros. Dairy Farm Conservation Easement Project completed in 2019, with similar funding from NYSDAM. Other nearby protected farms include the Purintondale Farm, Foster Sheep Farm and Fiddle-i-fee Farm. In addition, the nearby Half-A-Chance Farm is in process of being protected. The Barber Bros. Dairy II Conservation Easement Project advances the farmland protection goals of the Town of Northumberland and of Saratoga County. The land is identified as a high priority for farmland conservation in Saratoga PLAN’s conservation strategy.

Supervisor Willard Peck stated that the Town of Northumberland, at this time, needs to adopt a Resolution in Support.

Councilman George Hodgson introduced Resolution #39 of 2020

**Supporting Barber Bros. Dairy Farm II Farmland Protection Implementation Grants Program Application to be Submitted to NYSDAM by Saratoga PLAN**

**WHEREAS**, Linda Barber and Barber Bros. Dairy, LLC are the owners of certain real property (the “Property”) consisting of approximately 216 acres of viable agricultural land in tax map parcels 117.-1-23.1 117.-1-35.2 and 117.-1-34.2, located at Stonebridge Road in the Town of Northumberland, Saratoga County, New York.

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The landowners are interested in protecting the Property for agricultural purposes by conveying a permanent conservation easement on the land; and

**WHEREAS**, the *Town of Northumberland 2003 Comprehensive Land Use Plan*, subtitled *“Preserving Agriculture, Open Space and a Rural Lifestyle”*, identifies agriculture as “the economic backbone of the Town” and “the most important industry in Northumberland”, has summary recommendations including “preserve and encourage agricultural uses” and “preserve the rural, open-space character of the town” and “protect view sheds and scenic vistas”, and identifies purchase of development rights is identified as a tool to achieve these recommendations.

**WHEREAS**, the Farmland Protection Implementation Grants (FPIG) Program RFA0219 provides “State financial assistance to enable local initiatives that are intended to maintain the economic viability of the State’s agricultural industry and its supporting land base and to protect the environmental and landscape preservation values associated with agriculture” and such financial assistance will enable the Purchase of Development Rights on eligible farmland; and

**WHEREAS**, Saratoga PLAN is a New York Not-For-Profit Conservation Organization dedicated to preserving the rural character, natural habitats and scenic beauty of Saratoga County so these irreplaceable assets are accessible to all and available for present and future generation; now, therefore, be it

**RESOLVED**, that the Town of Northumberland Board, at a regular Town Board meeting on April 9, 2020 voted to endorse the application by Saratoga PLAN for the Barber Bros. Dairy Farm II for funding from NYSDAM.

Councilman Paul Bolesh seconded the introduction of Resolution #39 of 2020

Supervisor Willard Peck – “Aye”  
Councilman Paul Bolesh – “Aye”  
Councilman John DeLisle – “Aye”  
Councilman George Hodgson – “Aye”  
Councilwoman Patricia Bryant – “Aye”    Resolution #39 of 2020 Adopted

**OLD BUSINESS**

Northumberland opened the bids on April 3, 2020 @ 10:00 AM. The following bids were received.  
Warren Ford, Inc. - \$37,835.00; Carmody Ford, Inc. - \$37,236.00. Both dealers bid on a 2020 350 Pickup.  
John DeLisle introduced Resolution #40 of 2020

**WHEREAS**, the Town of Northumberland solicited sealed bids for a 2019 or newer 1 Ton pickup with plow, and

**WHEREAS**, the Town of Northumberland received two (2) bids as follows:

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Warren Ford, Inc. - \$37,835.00  
Carmody Ford, Inc. - \$37,236.00

**WHEREAS**, the Northumberland Town Board reviewed both sealed bids and has determined that both bids meet the bid specifications as outlined in the formal bid package,

**THEREFORE BE IT RESOLVED**, the Northumberland Town Board accepts the bid from Carmody Ford, Inc. in the amount of \$37,236.00.

Councilwoman Patricia Bryant seconded the introduction of Resolution #40 of 2020.

Supervisor Willard Peck – “Aye”  
Councilman Paul Bolesh – “Aye”  
Councilman John DeLisle – “Aye”  
Councilman George Hodgson – “Aye”  
Councilwoman Patricia Bryant – “Aye”      Resolution #40 of 2020 Adopted

## DESIGNATIONS

## 1. Approve Vouchers for Payment: Councilwoman Patricia Bryant introduced Resolution # 41 of 2020

**BE IT RESOLVED**, the following Vouchers to be paid as presented:

A (General Fund) Vouchers # 86 - # 110 Total: \$ 30,712.98  
DA (Highway Fund) Vouchers # 68 - # 78 Total: \$ 58,716.68  
SS (Sewer Fund) Voucher # 3 Total: \$ 40.19

Councilman John DeLisle seconded the introduction of Resolution # 41 of 2020

Supervisor Willard Peck – “Aye”  
Councilman Paul Bolesh – “Aye”  
Councilman John DeLisle – “Aye”  
Councilman George Hodgson – “Aye”  
Councilwoman Patricia Bryant – “Aye” Resolution # 41 of 2020 Adopted

2. Approval of Supervisor's Report for February, 2020 for the Town Board's consideration. Councilwoman Patricia Bryant introduced Resolution # 42 of 2020 -

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**BE IT RESOLVED**, pursuant to Section 125 of the Town Law, Supervisor Willard Peck rendered the following detailed statement of all money received and disbursed during February, 2020:

GENERAL

Balance as of 01/31/2020	\$	2,459,373.74
Increases	\$	7,635.47
Decreases	\$	1,299,561.44
Balance as of 02/29/2020	\$	1,167,447.77

HIGHWAY

Balance as of 01/31/2020	\$	285,211.04
Increases	\$	604,676.18
Decreases	\$	86,999.99
Balance as of 02/29/2020	\$	802,887.23

SEWER DISTRICT #1

Balance as of 01/31/2020	\$	17,620.16
Increases	\$	4,860.00
Decreases	\$	0.00
Balance as of 02/29/2020	\$	22,480.16

**BE IT RESOLVED**, the Town Board has reviewed and approved February, 2020 Monthly Report by Supervisor Willard Peck as presented.

Councilman Paul Bolesh seconded the introduction of Resolution # 42 of 2020

Supervisor Willard Peck – “Aye”  
Councilman Paul Bolesh – “Aye”  
Councilman George Hodgson – “Aye”  
Councilman John DeLisle – “Aye”  
Councilwoman Patricia Bryant – “Aye”

Resolution #42 of 2020 Adopted

**DEPARTMENTS**

Town Clerk Denise Murphy asked if the Town Board was going to cancel the Town Wide Garage sale on Mother’s Day Weekend due to the Coronavirus. It was the consensus of the Town Board to monitor the situation and make a formal determination later this month.

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Councilman Paul Bolesh made a motion @ 8:42 AM to adjourn the Regular Monthly Meeting. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

Respectfully submitted,  
Denise Murphy, Town Clerk

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