*Town of Nichols*

*Regular Board Meeting*

*Public Hearings*

*March 28, 2018*

*Town Supervisor Kevin Engelbert brought meeting to order at 7:00pm in the Town Hall, located at 54 East River Rd. Nichols NY.*

*Pledge of Allegiance*

*Roll Call;*

*Councilperson Ray Thetga (present), Councilperson Bill Middleton (present), Councilperson Esther Woods (absent), Councilperson Barbara Crannell (present), Supervisor Kevin Engelbert (present, Town Clerk Karen Hunsinger.*

*Also present;*

*Roger Field, Craig York, Jamie Talcott, Patty McIntyre, Melanie Titus, Ashley Foley, Joanne Murphy , Ken Titus, Jeff Blow, Jordan Douglas, Alicia Field, Valerie Westbrook, Mike Mente, Charles Talcott, Dolly Talcott, Jamie &Charles Jacobs, Kevin & Kim Rymer, Donna Babcock, Victor Chapman, Robert Miner, R. Cole.*

***MINUTES***

*The motion to approve minutes from March 13 meeting, made by B. Crannell, 2nd by B.Middleton.*

*Roll Vote;*

*R. Thetga (abstain), B. Middleton (aye), B. Crannell (aye), K. Engelbert (aye), Carried 3-1-1*

***QUESTIONS, COMMENTS, & CRITISICMS FROM PUBLIC***

*Craig York – residents of Stanton Hill Rd. are present and have all signed a petition against*

*A proposed Motorcycle Club on Stanton Hill Rd.*

*K. Engelbert – the Town Board is willing to hear the complaints from the residents, however this has been sent to the Zoning Board of Appeals for a variance and that is the meeting that the concerned residents need to attend to state their concerns, and to present their petition.*

*Several Residents spoke out, the residents that are starting the club are having a Social media advertised Chicken BBQ, Bon-fire and are selling tickets on social media for the BBQ, to be held at the (club) address on this weekend.*

*Residents want to know if this can be stopped due to not having a variance at this time.*

*K. Engelbert – Town cannot stop residents from having parties, or people on their property.*

*If it gets out of hand loud and obnoxious behavior, drunken behavior, the other residents on Stanton Hill Road do have the option of inundating the local Sheriff’s office, and State Police Office’s in Owego with complaints.*

***NEW BUSINESS***

***\*\**** *Public Hearing*

*Updating Town Code Book to NYS Building Code*

*Supervisor Kevin Engelbert opened Public Hearing at 7: 10 pm in the Town Hall.*

*Discussion of Updating Code from 2016 Code to 2018 Code.*

*The motion to approve update of Code made by B. Middleton 2nd by R. Thetga*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), B. Crannell (aye), K. Engelbert (aye), Carried 4-1-0*

*Public Hearing*

*Zoning Change from A-R to B-A-R*

 *Supervisor Kevin Engelbert opened Public Hearing at 7: 15pm in the Town Hall. Zoning Change for Austin/Smith Tax map #’s 159.00-1-3 Owned by Phil Austin/rented by Borderline Towing, and 159.00-1-9.51 owned by Cynthia Smith /rented to G&J Homes.*

*Discussion of Rezoning Properties of Austin/ Smith to B-A-R , properties located at W. River Rd.*

*The motion to approve Rezoning of Austin/Smith to B-A-R, made by B. Middleton 2nd by R. Thetga*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), B. Crannell (aye), K. Engelbert (aye), Carried 4-1-0*

*Nichols Cemetery- Lynn and Joyce Bailey will be stepping down as Cemetery Association Director and Bookkeeper this year.*

*Lynn Bailey has contacted Forest Lawn from Buffalo NY. a company that will take over the upkeep of the Cemetery. K. Engelbert spoke with a representative of Forest Lawn and asked them to make a presentation to the Town Board at one of the Town Board meetings.*

*A discussion ensued, if Town should hire Forest Lawn to manage Nichols Cemetery or if the Town should take over management of Cemetery, downfall to Town taking over management the Cemetery could then never go back to a Cemetery Association. Town would not have to follow State Laws for management where Forest Lawn would have to follow State Laws.*

***OTHER NEW BUSINESS FROM BOARD MEMBERS***

* *Fire Chief Rob Miner was present and spoke to the Town Board of increases in calls to the Fire Station, and how many call outs there were in January and February.*

***UPDATE FROM TOWN DEPARTMENTS***

* *Planning Board – B. Crannell*

*Hazard Mitigation Plan – 5 (five) year update, letter of commitment to be signed by Supervisor Engelbert.*

*The motion to authorize Supervisor Engelbert to sign Hazard Mitigation commitment letter, made by B. Middleton 2nd by R. Thetga.*

 *Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), B. Crannell (aye), K. Engelbert (abstain), Carried 3-1-1*

***OLD BUSINESS***

* *Mowing Bids – there was one response, from We Mow Lawn Care.*

*Town Board would like to put bids out again for more response. Town Clerk to advertise in all 3 papers.*

* *New York Rising/Comprehensive Plan – B. Crannell*
* *REAP – B. Crannell*

*By-Laws revised*

* *Census – B. Crannell county verification, shared services, Town Highway and Town Clerks offices will be involved in shared services.*
* *Owego County Fair – B. Crannell*

*History of Tioga County – all Towns are invited to put displays in, under the bleachers.*

* *Town Garage – K. Engelbert*

*Bids were received by Keystone Engineers and Associates.*

*Bids will be opened on March 29, 2018 in an open Special Meeting at 2:00pm in the Town Hall at 54 E. River Rd. Nichols NY.*

***ACCEPT REPORTS AND PAY BILLS***

*The motion to accept the reports and pay bills, made by B. Crannell 2nd by B. Middleton*

*Roll Vote; R. Thetga (aye), B. Middleton (aye), B. Crannell (aye), K. Engelbert (aye), Carried 4-1-0*

***EXECUTIVE SESSION***

*The motion to go to executive session at 7:42 pm, made by B. Crannell 2nd by B. Middleton.*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), B. Crannell (aye), K. Engelbert (aye), Carried 4-1-0*

*The motion to go out of executive session at 7:58 pm, made by K. Engelbert 2nd by B. Middleton*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), B. Crannell (aye), K. Engelbert (aye), Carried 4-1-0*

***ADJOURN***

*The motion to adjourn the meeting at 8:00 pm, made by R. Thetga 2nd by B. Crannell.*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), B. Crannell (aye), K. Engelbert (aye), Carried 4-1-0*

*Karen Hunsinger Aye - Black*

*Town Clerk No - Blue*

*04/02/2018 Absent – Red*

 *Abstain – Green*

 *Corrections – Dark Red*