*, Town Board Meeting*

*April 14, 2020*

*Public Hearing*

*(Conference Call) Board Meeting*

*(Corona Virus)*

*Supervisor Engelbert brought meeting to order at 7:04 pm*

*Roll Call; (Per Conference Call)*

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

*Also present; (Per Conference Call)*

*Carl Kithcart, Sandra Lute, Harold Hal (Highway Dept.), Will Heveland (Highway Superintendent), Bob Huseby (Town CEO).*

***MINUTES***

*The motion to approve minutes from March 10, 2020 made by R. Thetga 2nd by B. Middleton*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), E. Woods (aye), B. Crannell (aye), K. Engelbert (aye).*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), E. Woods (aye), B. Crannell (aye), K. Engelbert (aye), Carried – 5 (aye), 0 – (absent) – 0 – (nay) – 0 – (abstain)*

*Supervisor Engelbert opened Public Hearing at 7:10 pm*

*Legal notice for Public Hearing was read by Karen Hunsinger Town Clerk.*

 *All comments from Public joining the conference call shall be directed to the Town Board. The Board is to consider comments, but not to debate or argue with Public.*

*Supervisor Engelbert recused himself from Public Hearing, due to owning property to be rezoned, and turned Public Hearing over to Deputy Supervisor Barbara Crannell.*

*Deputy Supervisor B. Crannell read Local Law #1 – 2020.*

***PUBLIC HEARING***

***Local Law #1 – 2020***

*A LOCAL LAW REZONING TAX MAP NUMBERS* *149.00-1-44, 149.00-1-26, AND 149.00-1-27.1 FROM THE A-R DISTRICT TO THE I2-B-A-R DISTRICT*

*Be it enacted by the Town Board of the Town of Nichols as follows:*

*Section 1. Rezoning of Tax Map Nos. 149.00-1-44, 149.00-1-26, AND 149.00-1-27.1*

*The parcels located at Tax Map Nos. 149.00-1-44, 149.00-1-26, AND 149.00-1-27.1, in the Town of Nichols shall hereby be removed from the Agricultural – Residential (A-R) Zoning District and placed in the Industrial 2 – Business – Agricultural – Residential (I2-B-A-R) Zoning District. TheTown of Nichols Zoning Map shall be amended accordingly.*

*Section 2. Reminder*

*Except as hereinabove amended, the remainder of the Code of the Town of Nichols shall remain in full force and effect.*

*Section 3. Separability*

*The provisions of this Local Law are separable and if any provision, clause , sentence, subsection, word or part thereof is held illegal invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or Inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this Local Law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this Local Law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.*

*Section 4. Effective Date*

*This Local Law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.*

*Deputy Supervisor Barbara Crannell read SEQOR – Negative declaration*

*The motion to close Public Hearing at 7:21pm made by E. Woods 2nd by R. Thetga.*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), E. Woods (aye), B. Crannell (aye), K. Engelbert (abstain), Carried – 4 (aye), 0 – (absent) – 0 – (nay) – 1 – (abstain)*

*The motion to accept the negative declaration, made by E. Woods 2nd by B. Middleton.*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), E. Woods (aye), B. Crannell (aye), K. Engelbert (abstain),*

 *Carried – 4 (aye), 0 – (absent) – 0 – (nay) – 1 – (abstain)*

*The motion to accept SEQOR Part 3, made by B. Middleton 2nd by E. Woods.*

 *Roll Vote;*

 *R. Thetga (aye), B. Middleton (aye), E. Woods (aye), B. Crannell (aye), K. Engelbert (Abstain),*

 *Carried – 4 (aye), 0 – (absent) – 0 – (Nay) – 1 – (abstain)*

*The motion to accept Local Law #1 – 2020, made by E. Woods 2nd by B. Middleton.*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), E. Woods (aye), B. Crannell (aye), K. Engelbert (Abstain),*

 *Carried – 4 (aye), 0 – (absent) – 0 – (nay) – 1 – (abstain)*

***QUESTIONS, COMMENTS, & CRITICISMS FROM THE PUBLIC***

***NEW BUSINESS***

*Cancel April 22, Board Meeting*

*The motion to cancel Board Meeting for April 22, made by B. Crannell 2nd by B. Middleton.*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), E. Woods (aye), B. Crannell (aye), K. Engelbert (Aye),*

 *Carried – 5 (aye), 0 – (absent) – 0 – (nay) – 0 – (abstain)*

***NEW BUSINESS FROM BOARD MEMBERS***

*Masks – 21 are available for employees at this time, more to be delivered on Friday. Highway crew and Buildings and Grounds to return to work on Monday April 20, with masks and sanitizer. Statement from Supervisor Engelbert - that we are living through times never seen before !*

*Cost of masks are nothing or just enough to cover costs of materials. Masks are doubled, coffee filters can also be used in mask to provide more protection.*

*Town Hall – will be closed at least until May.*

***UPDATE FROM TOWN DEPARTMENTS/PERSONNEL***

*Highway Department – W. Heveland*

*W. Heveland has been in contact with Chris James from Windsor, Mr. James has masks available for sale, not sure of prices, K. Engelbert looked up prices 50 masks are $120.00.*

*Discussion ensued over purchasing masks, conclusion residents(homemade masks) and County are donating masks, Town will continue to rely on donations unless otherwise needed.*

*Backhoe needs brakes, Board approved brakes for backhoe. W. Heveland located a used loader*

*with 179 hours on it at $50,000.00.*

*Engineers – do we have a list of Engineers. – Board stated we use County engineers.*

*Paving – W. Heveland , any paving that needs to be done Heveland has to get on schedule to do, because the company only does so much when it’s gone it’s gone, other Towns are already on the schedule. K. Engelbert the Town Board needs how many miles highway dept. has committed to pave and price of paving. W. Heveland stated that he needs to get on the schedule within a couple weeks, he has had prices since Jan. 22nd , K. Engelbert – the economy has crashed, and Town Board is not sure what they can commit to, need prices to make that decision.*

*W. Heveland – FEMA is helping with damages from October 2019 flooding areas, and Highway has CHIPS. K. Engelbert – how many miles of road is Highway Dept. going to pave, he would like a list of roads and the total of miles to be paved.*

*W. Heveland – I want it on record, the public needs to know that the Board mandates through funding what the Highway Dept. does for roads, paving, fixing potholes, etc…*

*W. Heveland – there is no long distance at Highway Barn, he has asked Karen TC. and Art Mayer (IT) to get it straightened out. K. Hunsinger – A. Mayer has to call Verizon because he set up account, Verizon will NOT honor any requests from anyone else unless A. Mayer authorizes them to.*

*Code Enforcement – B. Huseby*

*B. Huseby has been issuing building permits from home and having them send checks to Town Clerk. He has been receiving a lot of emails, calls and fax for repairs and building, everyone has time off (COVID -19) and want to do repairs, building to keep busy.*

***OLD BUSINESS***

***OTHER OLD BUSINESS FROM BOARD MEMBERS***

***ACCEPT REPORTS/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), E. Woods (aye), B. Crannell (aye), K. Engelbert (aye),*

 *Carried – 5 (aye), 0 – (absent) – 0 – (Nay) – 0 – (abstain*

***ADJOURN***

*The motion to adjourn the meeting at 8:02 pm, made by R. Thetga 2nd by B. Middleton.*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), E. Woods (aye), B. Crannell (aye), K. Engelbert (Abstain),*

 *Carried – 5 (aye), 0 – (absent) – 0 – (Nay) – 0 – (abstain)*