

## TOWN OF OTEGO

November 14, 2012

The Town Board of the Town of Otego held a regular board meeting on Wednesday, November 14, 2012 at 6:00 pm at the Municipal Building, 3526 State Highway 7, Otego, New York. The purpose of the meeting was to audit the bills and any other business coming before the Board.

The following members were present:

Joseph Hurlburt Supervisor  
Maryalice Brown Town Clerk  
Terry Brown Councilperson  
George Dolezel Councilperson  
Barbara Stanton Councilperson  
David Sheldon Councilperson  
JR Hurlburt Highway Supt

### Minutes

A motion was made by Barbara Stanton, seconded by David Sheldon, to accept the minutes of the October 10 meeting. Motion: 5 Ayes, 0 Nays.

A motion was made by Terry Brown, seconded by David Sheldon, to accept the minutes of the October 23 meeting. Motion: 5 Ayes, 0 Nays.

A motion was made by George Dolezel, seconded by David Sheldon, to approve the minutes of the November 13 meeting. Motion: 5 Ayes, 0 Nays.

### Supervisor's Report

Mr. Hurlburt gave the supervisor's report for October:

General Fund townwide beginning balance: \$284,452.27  
Receipts: 34,875.83  
Disbursements: 33,745.95  
Ending Balance: \$285,745.92

General Fund outside village beginning balance: \$ 7,510.77  
Receipts: 4,843.47  
Disbursements: 1,428.99 Ending Balance: \$ 10,925.25

Highway Fund townwide beginning balance: \$347,409.12  
Receipts: .24  
Disbursements: 75,263.87  
Ending Balance: \$271,145.49

Highway Fund outside village beginning balance: \$444,010.34  
Receipts: 15,890.77  
Disbursements: 104,528.26  
Ending Balance: \$355,372.85

A motion was made by Terry Brown, seconded by Barbara Stanton, to accept this report as read.  
Motion: 5 Ayes, 0 Nays

#### County Representative

Kathy Clark was unable to attend.

#### Dog Control Report

Ellen Dwyer reported six loose/stray dogs, one ticket issued, one dangerous dog report. The board received the Inspection Report from Dept. of Ag & Markets and all findings were satisfactory for the dog officer.

#### Planning Board

Irmabelle Sheldon introduced Tony Ellis as a possible planning board member. She feels it is important to have someone on the planning board that represents the farming community.

#### Local Law #3 - Moratorium

The town attorney submitted a revised Local Law #3 establishing a moratorium in the town of Otsego. There was a challenge of a similar law in Binghamton because the law was written establishing the moratorium under ““police powers”” rather than ““land use””. There was discussion on having a public hearing on the revised law to avoid a possible challenge. This would require another public hearing, also notification of adjacent towns of the hearing, and a review by the County planning department.

Some residents spoke of their concern of having no moratorium in place.

Mr. Bremer spoke of a recent publication of a paper regarding radiation risks from gas drilling. The town board also received letters from Dennis Higgins, Stuart Anderson, Ingrid Guiter and Nathaniel Posner, and Bill and Kathleen Holmstrom.

A motion was made by George Dolezel, seconded by Barbara Stanton, to table Local Law #3 of 2012 and refer the revised law to the Otsego County Planning Department. Motion: 5 Ayes, 0 Nays.

#### 2013 Budget

A motion was made by David Sheldon, seconded by Barbara Stanton, to adopt the 2013 preliminary budget as the final budget for 2013, as attached.  
Motion: 5 Ayes, 0 Nays.

#### Code Officer

Mr. Bruni reported that he is doing violation inspections.

The town clerk reported that there has been no response from Mr. Getman about representing the town in prosecuting code violations. The town clerk will speak to the judges about code violations and scheduling.

The town board received a notice of action approving the subdivision of the Hiller parcel 296.00-1-14.00.

#### Farone Road

The town board received a letter from Gretchen Brown asking that the town affirm that Farone Road does not end at the culvert but continues another .251 miles to her house.

The town attorney recommended that a resolution be drawn up confirming the length of Farone Road and all adjacent property owners (Brown and Jordan) sign off on the resolution.

Highway Report

Mr. Hurlburt reported oil and stoning is complete.

The town is borrowing a truck from the town of Laurens because one of our trucks was involved in an accident and will have to be replaced.

Green Street bridge has been approved for replacement through mitigation. The town will wait and see when FEMA will reimburse before starting the project.

Time Warner Franchise

Still pending.

Zoning Board of Appeals

A motion was made by Terry Brown, seconded by David Sheldon, to appoint John Escobar to a five year term on the Zoning Board of Appeals.

Motion: 5 Ayes, 0 Nays.

Mohawk Valley Economic Development District

Stuart Anderson has become involved with the Mohawk Valley Econ. Dev. District. These districts are looking for funding and must show community support and commitment to clean energy technologies. He is concerned that gas drilling could have a negative impact if new technologies are being considered for economic development.

Warrant 11

A motion was made by Barbara Stanton, seconded by Terry Brown, to pay the warrant in the following amounts: General Fund vouchers # \_\_\_\_\_ in the amount of \$ \_\_\_\_\_. Highway Fund vouchers # \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.

Motion: 5 Ayes, 0 Nays

The meeting was adjourned at 7:40 pm.

Maryalice Brown  
Town Clerk

\_\_\_\_\_ Town Supervisor

\_\_\_\_\_ Town Clerk

\_\_\_\_\_ Councilperson

\_\_\_\_\_ Councilperson

\_\_\_\_\_ Councilperson

\_\_\_\_\_ Councilperson

\_\_\_\_\_ Hwy. Supt.