The Meeting of the Town Board of the Town of Lexington was called to order on May 1, 2018 at 6:00 P.M., by John Berger at the Lexington Municipal Building, followed by the Pledge of Allegiance to the American Flag.

PRESENT: Supervisor ............................................ John Berger
Council Members................................. Bradley Jenkins
William Pushman
Jo Ellen Schermerhorn

Absent: Michael Barcone

Town Clerk ............................................... Charlotte Jaeger
Superintendent of Highways ............... Frank Hermance

Town Attorney................................. Tal Rappleyea


MTC UPDATE
Steve Finch and Dalton Sanford (Outside Cable Specialist) from MTC gave an update and answered questions. MTC cable is a subsidiary of the Margaretville Telephone Company which has been in business for 102 years. 99.9% of the Town of Lexington will be served by the end of 2019. The MTC remote building is located by the sewer building. Lines have been run from the remote building to route 42 and is working towards the Spruceton Valley. Poles are still being set. There will be a number of people connected within the next 4-6 weeks. Homeowners are responsible for digging trench and placing 1 inch conduit with pull-string from the pole to their house. The conduit only needs to be buried 8 inches and if there is a corner it needs to have a gentle sweep because of the glass in the fiber optic cable. MTC will provide up to 500 feet of conduit. You will need to measure from pole to electrical box or where electric goes into your house. If you are unsure Dalton can come to your home to do a site survey at no cost. If you can't bury the wire it can be aerial. You can not use the conduit that telephone wire or electric wires are already in. The Town of Lexington does not have anything to do with the rates. MTC offers broadband, television, and phone service (you may keep your existing phone number). The marking person will knock on doors or leave door tags to let people know they are eligible for MTC service connections. MTC has back-up power at all of their facilities and there will be an eight hour back-up at your home in case of a power outage. The phone number for MTC is 845-586-3311 and the website is www.mtctelcom.com.

RESOLUTION # 51 -18
Approve April 3, 2018 Minutes

On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member William Pushman, the following resolution was,

ADOPTED: Ayes - 4 - Berger, Pushman, Schermerhorn, and Jenkins
Absent - 1 - Barcone
Nays - 0

Therefore, Town of Lexington Town Board moves to accept the minutes of the regular meeting held on April 3, 2018.

RESOLUTION # 52-18
Financial Report – as of 03/31/18

On a motion by Council Member William Pushman, seconded by Council Member Bradley Jenkins, the following resolution was,

ADOPTED : Ayes - 4 - Berger, Pushman, Schermerhorn, and Jenkins
Absent –1- Barcone
Nays – 0

Therefore, Town of Lexington Town Board moves to approve the financial report as of March 31, 2018.

RESOLUTION # 53-18
Award Paving Contract

On a motion made by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn, the following resolution was,

ADOPTED : Ayes - 4 – Berger, Pushman, Schermerhorn, and Jenkins
Absent –1- Barcone
Nays - 0
Therefore, Town of Lexington Town Board moves to award the 2018 paving contract to PECKHAM ROAD CORP.

RESOLUTION # 54-18

Award Lawn Mowing of Sewer District

On a motion by Council Member William Pushman and seconded by Supervisor John Berger, the following resolution was

ADOPTED: Ayes - 3- Berger, Pushman, and Schermerhorn
Absent –1- Barcone
Nays – 1 Jenkins

Therefore, Town of Lexington Town Board moves to award the mowing contract of the sewer district to Michael Jaeger for 2018.

Route 42 Bridge Rehabilitation Update

The traffic lights will be up and there will only be one lane of traffic until November.

Waterfront Park Update

There was an informal meeting held on Saturday, April 28, 2018, which was attended by Supervisor John Berger, Lynn Byrne who is in charge of the grant project as well as some residents that live along 13a. The split rail fence, pergola, and playground have been ordered. The playground will be across from the Millie Hermance house not across from the church. The playground should be installed in about 8 weeks.

RESOLUTION # 54-18

Audit Committee Report to Pay Monthly Expenditures

On a motion by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn, the following resolution was

ADOPTED: Ayes - 4- Berger, Pushman, Schermerhorn, and Jenkins
Absent –1- Barcone
Nays – 0

Therefore, Town of Lexington Town Board moves to approve paying the expenditures for the Month of May 2018.

Resolved that the bills be paid on General Fund Abstract # 5 in the following amounts

General Fund
No. 103 through 131 = $36,628.83

Resolved that the bills be paid on Highway Fund Abstract # 5 in the following amounts:

Highway Fund
No. 59 through 75 = $23,430.11

Resolved that the bills be paid on Special District Fund Abstract # 5 in the following amounts:

Special District
No. 4 through 4 = $244.90

Resolved that the bills be paid on Sewer District Fund Abstract # 5 in the following amounts:

Sewer District
No. 21 through 26 = $3,961.83

Code Enforcement Report

Supervisor John Berger said that each Council Member has a copy of the Code Enforcement Officers Report. The month of April 2018 shows 1 Certificate of Occupancy or Compliance, 1 permit was issued and there were 4 C. of O. requests. There were no violation letters, compliance orders, or appearance tickets.

PUBLIC CONCERNS:

Sal Mancuso Jr. spoke about the Hunter Landfill contract, he mentioned that it has been two years since this issue was brought before the Town of Lexington Town Board. He wanted to know if the Town of Lexington Town Board would be looking into this further to see if there is a way out of the contract. Sal Mancuso Sr. would like the Town of Lexington Town Board to get a second opinion. He suggested that Supervisor Berger meet with surrounding Town Supervisors and hire an Environmental Lawyer. Supervisor Berger said that he has met with other Supervisors but nothing came of it. It was suggested that contracts should have a five year limit but Town of Lexington Attorney Tal Rappleyea said that is not true. Supervisor John Berger said the original contract was entered into by the Lexington Town Board in 1986 and does not see a way out of it at this time so The Town of Lexington will continue to honor the contract.
Susan McCabe wanted to know if there needed to be an approval for the site plan for the park by the grant people. Supervisor Berger said no approval is needed and Lynn Byrne said there has to be some final paperwork submitted to show that the work has been finished on the park for the grant.

John Falke wanted to know where the Town would store the stone for the paving project. Supervisor Berger said that it would be stored at the salt shed.

Council Member JoEllen Schermerhorn mentioned that May 8th would be the HTC school budget meeting and that the HTC school vote would be May 15th. She also mentioned that Adeline (Chickie) Basil is running for the school board.

Adjourn

With no further business, on a motion from Council Member JoEllen Schermerhorn, seconded by Council Member William Pushman, the meeting shall be adjourned at 7:41 P.M. Carried unanimously.

Supervisor John Berger adjourned the meeting.

Respectfully submitted,

Charlotte Jaeger, Town Clerk