The Organizational Meeting of the Town Board of the Town of Lexington was called to order on January 2, 2018 at 6:30 P.M., by John Berger at the Lexington Municipal Building, followed by the pledge of allegiance. There was a moment of silence in memory of Robert Rappleyea.

**Installation of Officials:**
Town Attorney Tal Rappleyea administered the oath of office for Council Members Bradley Jenkins and Michael Barcone.
Robert Basil, Frank Hermance, John Berger, and Charlotte Jaeger were sworn in on January 1, 2018 by Town Justice Lubko Kizyma.

**PRESENT:**
- Supervisor ......................... John Berger
- Council Members.................... Michael Barcone
- William Pushman
- Jo Ellen Schermerhorn
- Bradley Jenkins
- Town Clerk .......................... Charlotte Jaeger
- Superintendent of Highways ........ Frank Hermance
- Town Attorney....................... Tal Rappleyea

**OTHERS PRESENT:** Joseph Lembko, Kaitlin Lembko - Catskill Daily Mail, Kate Stecin, Anne Hall, E. Turk, Alfred Truesdell, John Falke, and Eric Kappell

**RESOLUTION # 1-18**
APPROVE FINANCIAL STATEMENTS
On a motion made by council member William Pushman, seconded by council member Michael Barcone, the following resolution was,

ADOPTED- Ayes – 5- Berger, Jenkins, Barcone, Schermerhorn, & Pushman
Nays – 0
Therefore the Town of Lexington Town Board Approves the financial statements.

**RESOLUTION # 2-18**
TOWN BOARD MONTHLY MEETING NIGHT
On a motion by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn, the following resolution was,

ADOPTED - Ayes - 5 - Berger, Jenkins, Barcone, Schermerhorn, & Pushman.
Nays - 0
Resolved, that this Town Board designates the 1st Tuesday of each month at 6:30 pm to be the regular meeting night of the Town Board of the Town of Lexington, and the meetings will be held at the 3542 Route 42 Municipal Building.

**RESOLUTION # 3-18**
CALLING SPECIAL MEETINGS
On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone, the following resolution was,

ADOPTED - Ayes - 5 - Berger, Jenkins, Barcone, Schermerhorn, & Pushman.
Nays - 0
It is resolved, that Special Meetings may be called by the Supervisor, provided that 24 hours advance notice be given rather than 48 hours to Town Board Members, when practical, and that the Supervisor will call a Town Board meeting at the request of two or more Town Board Members.

**RESOLUTION # 4-18**
DESIGNATION OF BANKS
On a motion by Council Member Michael Barcone, seconded by Council Member Bradley Jenkins, the following resolution was,

ADOPTED - Ayes - 5 - Berger, Jenkins, Barcone, Schermerhorn, & Pushman.  
Nays - 0

Resolved, that this Town Board does hereby designate the Bank of Greene County, Tannersville, NY and the NBT Bank, NA., of Grand Gorge, & Windham, NY, as the official depositories for the Town of Lexington funds for the year 2018.

RESOLUTION # 5-18  
INVESTMENT OF IDLE MONIES

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

ADOPTED - Ayes – 5 - Berger, Jenkins, Barcone, Schermerhorn, & Pushman.  
Nays - 0

WHEREAS the Town of Lexington wishes to comply with NYS General Municipal Law regarding the security of public deposits that it has on deposit at any bank, and will continue to use the ICS account at NBT.

RESOLUTION # 6-18  
DESIGNATION OF OFFICIAL NEWSPAPER

On a motion by Council Member Michael Barcone, seconded by Council Member JoEllen Schermerhorn, the following resolution was,

ADOPTED - Ayes – 5 - Berger, Jenkins, Barcone Schermerhorn, & Pushman.  
Nays - 0

Resolved, that this Town Board does hereby designate the Mountain Eagle and the Catskill Daily Mail as the Official Newspapers for the Town of Lexington for the year 2018.

RESOLUTION # 7-18  
MILEAGE COMPENSATION & DINNERS FOR TOWN OFFICIALS

On a motion by Council Member Jo Ellen Schermerhorn, seconded by Council Member Bradley Jenkins, the following resolution was,

ADOPTED - Ayes - 5 -- Berger, Jenkins, Barcone, Schermerhorn, & Pushman.  
Nays – 0

Resolved, that this Town Board does hereby fix mileage compensation at the IRS rate of 54.5 cents per mile for the following: Assessor, Code Enforcement Officer, Dog Warden, Justices, Town Superintendent of Highways, Election Inspectors, Town Clerk/Collector, Town Supervisor, Town Council Members, Planning Board Members, or any appointed or otherwise elected official that goes on official Town business.

Be it further resolved, that this Town Board authorizes payment of meals for Town Officials that attend official meetings, not to exceed $15.00 for lunch and $25.00 for dinner and a $ 40.00 maximum per day.

RESOLUTION # 8-18  
AUTHORIZE PAYMENT OF DUES TO ASSOCIATIONS AND ETC.

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

ADOPTED - Ayes - 5 - - Berger, Jenkins, Barcone, Schermerhorn, & Pushman  
Nays - 0

Resolved, that this Town Board authorizes payment of dues to the following Associations: NYS Association of Towns, NYS Planning Federation, Association of Magistrates of NYS, Magistrates Association of Greene County, NYS Tax Receivers and Collectors, Greene County Highway Superintendent Association, NYS Superintendent of Highways, Association, NYS Assessors Association, Greene County Assessors Association, Columbia-Greene Town Clerk’s Association, NYS Town Clerk Association, and the Association of Public History for New York State.
RESOLUTION #9-18
PAYMENT OF BILLS IN ADVANCE OF BOARD MEETING

On a motion by Council Member Jo Ellen Schermerhorn, seconded by Council Member Michael Barcone, the following resolution was

ADOPTED - Ayes - 5- Berger, Jenkins, Barcone, Schermerhorn, & Pushman.
Nays – 0

Resolved, that this Town Board authorizes the Supervisor to pay certain claims of indebtedness in advance of Town Board meetings, i.e., electric bills, postage, fuel oil bill, gasoline bill, diesel fuel bill, telephone bill, payroll, and Key Bank Credit Card.

RESOLUTION # 10-18
OFFICIAL DELEGATE TO ASSOCIATION OF TOWNS ANNUAL MEETING

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

ADOPTED - Ayes - 5 – Berger, Jenkins, Barcone, Schermerhorn & Pushman.
Nays - 0

Resolved, that this Town Board authorizes Supervisor John Berger to be the official delegate to the Association of Town 2018 Annual Meeting.

RESOLUTION # 11-18
AUTHORIZE SUPERVISOR'S REPORT TO STATE COMPTROLLER

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

ADOPTED - Ayes - 5 -- Berger, Jenkins, Barcone, Schermerhorn, & Pushman.
Nays -0

Resolved, that this Town Board authorizes the Supervisor to use the annual Supervisor’s Financial Report to the State Comptroller for the Annual Financial Report to the Town Board to be filed in the Town Clerk’s Office, where it will be available to all interested persons and to publish an abbreviated form of the report for the 2017 year in the Mountain Eagle and Catskill Daily Mail.

RESOLUTION # 12-18
RENEW MAINTENANCE AGREEMENT / COPY MACHINE

On a motion by Council Member Bradley Jenkins, seconded by Council Member Michael Barcone, the following resolution was

ADOPTED - Ayes - 5 - Berger, Barcone, Jenkins, Schermerhorn, & Pushman.
Nays – 0

Therefore, Town Board moves to renew the maintenance agreement from 1/20/2018 to 1/20/2019 with Hudson Valley Equipment, Inc. at a cost of $671.00 for the Copystar CS-3035 Copier.

RESOLUTION # 13-18
READOPT POLICY BOOK

On a motion made by Council member Michael Barcone, seconded by William Pushman, the following resolution was

ADOPTED -Ayes – 5 – Berger, Barcone, Jenkins, Schermerhorn, & Pushman
Nays – 0

Therefore, Town Board moves to accept the book as is which consists of the employee handbook and code of ethics.

RESOLUTION # 14-18
PLANNING BOARD APPOINTMENTS

On a motion by council member Jo Ellen Schermerhorn, seconded by Michael Barcone, the following resolution was

ADOPTED – Ayes – 5- Berger, Barcone, Jenkins, Schermerhorn, & Pushman
Resolved that this Town Board makes the following appointments:
Jennifer Cawein retroactive (state law 271 chapter 5) term will expire 2021
Taris Charysyn 5 year term will expire 2022

RESOLUTION # 15-18
ASSESSMENT REVIEW APPOINTMENT

On a motion made by council member Michael Barcone, seconded by Jo Ellen Schermerhorn the following resolution was
ADOPTED – Ayes -5- Berger, Barcone, Jenkins, Schermerhorn, & Pushman
Nays -0

Resolved that this Town Board make the following appointment:
Ron Lipton

RESOLUTION # 16-18
APPOINTMENTS

On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone, the following resolution was

ADOPTED - Ayes - 5 -Berger, Barcone, Jenkins, Schermerhorn, & Pushman.
Nays - 0

Resolved, that this Town Board makes the following appointments:
Attorney for the Town................................. Tal Rappleyea
Disaster Coordinator ……………………………. Paul Dwon
Code Enforcement Officer / Zoning Officer…………..Carl Giangrande
Cemetery Custodian …………………………….. George Dart / Roseann West
Registrar of Vital Statistics ……………………… Charlotte Jaeger
Historian …………………………………………. Mary Palazzolo
Deputy Historian ………………………………… Christine Dwon
Deputy Town Clerk ………………………………. Christine Dwon
Deputy Town Clerk ………………………………. Rose Williams
Deputy Supervisor ………………………………. JoEllen Schermerhorn
Deputy Superintendent of Highways ………………… John Falke
Bookkeeper ………………………………………….Michelle Brainard
Administrative Assistant …………………………….TBD
Dog Control Officer ………………………………..Bruce Feml
Records Management Officer ………………………………….Charlotte Jaeger
Health Officer………………………………………. Dr. Jacqueline Maier
Youth Director………………………………………..TBD
Inventory Clerk…………………………………….. Andrea Searcy
Web Master………………………………………. Donna Poulin
Planning Board Secretary………………………… Debora Kappel
Zoning Board Secretary……………………………Mary Cline
Court Clerk Substitute…………………………….. Michelle Blain
Court Security……………………………………….. Donald Schoenborn

RESOLUTION # 17-18
Appointment of Committees

On a motion made by Council Member JoEllen Schermerhorn, seconded by Council Member Bradley Jenkins the following resolution was

ADOPTED- Ayes – 5
Nays – 0

Be it further resolved that this Town Board authorizes the Supervisor to make the following committee appointments:

Highway Committee:
Superintendent of Highways Frank Hermance
Council Member – William Pushman
Mike Petosa
Charles Van Eten

Building Committee:
RESOLUTION # 18-18

SALARIES OF ELECTED & APPOINTED OFFICIALS

On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone, the following resolution was

ADOPTED - Ayes - 5 -- Berger, Barcone Jenkins, Schermerhorn, & Pushman.
Nays - 0

Therefore, the Town Board of Lexington moves to approve the following salaries of the appointed and elected officials of the Town of Lexington for the 2018 year with the amounts stated below from the 2018 Adopted Budget, and the payments made being as specified.

2018 Salaries

John Berger ------ Supervisor ----- Budgeted – Paid Monthly ----- $ 12,000.
TBD----------Admin. Assistant –Budgeted – TBD----------$5,000.
Robert Basil ------Town Justice ------ Budgeted – Paid Quarterly ---- $ 4,900.
Lubko Kizyma ------ Town Justice ------Budgeted – Paid Quarterly ---- $ 4,900.
Mike Barcone -- Council Member -- Budgeted – Paid Annually---- $ 2,485.
Bradley Jenkins-- Council Member --- Budgeted -- Paid Annually--- $ 2,485.
William Pushman -- Council Member ---- Budgeted – Paid Annually --- $ 2,485.
JoEllen Schermerhorn --- Council Member ----Budgeted – Paid Annually -- $2,485.
Frank Hermance -- Supt. of Highways --- Budgeted – Paid Bi-Weekly -- $ 30,000.
Christine Dwon –Deputy Town Clerk – Paid Hourly - $ 15.00
Rose Williams----Deputy Town Clerk-Paid Hourly -$15.00
Nancy Bower --- Sole Assessor --- Budgeted – Paid Bi-Weekly $24,063.
Dart & West ---- Cemetery Custodian ---- Budgeted ---- Paid Annually ---- $600.
Mary Palazzolo---- Historian ---- Budgeted – Paid Annually -- $ 554.
Deborah Kappel --- Planning Board Secretary - Budgeted -- Paid Monthly - $2,208.
James Tilp ---- BAR Member Chairman ---- Budgeted – Paid Annually – Voucher – $200.
Mary Cline ---- BAR Member -- Budgeted – Paid Annually – Voucher – $150.
Tal Rappleyea ----Town Attorney --- (Extras – 135.00 per hr.) - Voucher --$500. Monthly retainer
Michelle Brainard ----- Bookkeeper------ Budgeted -- Paid Quarterly – $8,721.
Bruce Feml ---- -Dog Control Officer ---- Budgeted – Paid Bi-Annually --- $1,500.
Dr. Jacqueline Maier ----Health Officer ---- Budgeted – Paid Annually – $ 155.
Charlette Jaeger -- Domestic Engineer --- Paid Hourly --- Monthly ---- $18.00
Peggy Rappleyea --- Assessor Clerk ----- Paid Hourly ---- Monthly ---- $17.00
Peggy Rappleyea --- Court Clerk ---- Paid Hourly -- Monthly -----17.00
Mary Cline ---- ZBA Secretary ---Budgeted -- Paid Annually -- $500.
Andrea Searcy--- Inventory Clerk -----Budgeted ---- Paid upon Completion ---- $546.
TBD Youth Director -- Budgeted -- Paid upon completion – $1,584.
Michelle Blain ----- Substitute Court Clerk ---- Paid Hourly ---- $16.00
Donald Schoenborn—Court Security Service---Paid Nightly---$42.
Donna Poulin---------Web Master---------Paid Annually--$600.

Code Enforcement Report

Supervisor John Berger reviewed the report. Each Council Member has a copy of the Code Enforcement Officers Report. The month of December 2017 shows 0 Certificate of Occupancy or Compliance were issued and 0 Violation letters. One permit was issued.

WATERFRONT PARK UPDATE

Discussion on doing away with pavilion and bathroom and what to do with money allotted for them. Western Catskills and DEC are fine with doing away with pavilion and bathroom. Park needs to be complete by the end of June 2018.

RESOLUTION # 19-18
NYMIR INSURANCE RENEWAL
A motion was made by Council Member JoEllen Schermerhorn, seconded by Michael Barcone the following resolution was

ADOPTED – Ayes – 5 – Berger, Barcone, Jenkins, Schermerhorn, & Pushman
Nays- 0

This Town of Lexington Town Board moves to renew the NYMIR insurance with an increase of $321.

Privilege of the Floor/Public Concerns

No Public comments.

RESOLUTION # 20-18
Pay The Bills

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

ADOPTED - Ayes - 5 -- Berger, Barcone, Jenkins, Schermerhorn, & Pushman.
Nays – 0

Resolved that the bills be paid

Adjourn

With no further business, and on a motion from Council Member William Pushman, seconded by JoEllen Schermerhorn, the meeting shall be adjourned. Carried unanimously
Supervisor John Berger adjourned the meeting.

Respectfully submitted,

Charlotte Jaeger,
Town Clerk
February 6, 2018
Town of Lexington Town Board Meeting

The Meeting of the Town Board of the Town of Lexington was called to order on February 6, 2018 at 6:30 P.M., by John Berger at the Lexington Municipal Building, followed by the pledge of allegiance. There was a moment of silence in memory of Joyce Vredenburg Becker.

PRESENT: Supervisor ...................................... John Berger
        Council Members............................. Michael Barcone
        .................................................. William Pushman
        .................................................. Jo Ellen Schermerhorn
        .................................................. Bradley Jenkins
        Town Clerk ...................................... Charlotte Jaeger
        Superintendent of Highways ............ Frank Hermance
        Town Attorney ................................. Tal Rappleyea

OTHERS PRESENT: Alfred Truesdell, John Falke, Paula Heisen, Bonnie Blader, Steve Blader, Joseph Lembo, Michael Ryan from the Mountain Eagle and Kaitlin Lembo from the Catskill Daily Mail.

APPROVE MINUTES

RESOLUTION #21-18
DECEMBER 5th MINUTES
On a motion by Council Member Michael Barcone seconded by Council Member JoEllen Schermerhorn the following resolution was,

ADOPTED - Ayes - 4 - Berger, Schermerhorn, Pushman, and Barcone
Nays – 0
Abstain – Jenkins

This Town of Lexington town board moves to accept the minutes of the regular meeting held on December 5, 2018. Council Member Bradley Jenkins was not present for the December 5th meeting. The minutes need to be signed by Charlotte Jaeger as Deputy Town Clerk.

RESOLUTION # 22-18
DECEMBER 29th MINUTES
On a motion by council Member JoEllen Schmerhorn and seconded by Council Member William Pushman the following resolution was,

ADOPTED – Ayes – 5 – Berger, Jenkins, Barcone, Schermerhorn, and Pushman
Nays – 0
This Town of Lexington Town Board moves to accept the minutes of the December 29th End of Year Meeting. Charlotte Jaeger needs to sign the minutes as Deputy Town Clerk.

RESOLUTION #  23-18
JANUARY 2, 2018 ORGANIZATIONAL MEETING
On a motion by Council Member Michael Barcone and seconded by Council Member Bradley Jenkins the following resolution was,

ADOPTED : Ayes -5 – Berger, Jenkins, Barcone, Schermerhorn, and Pushman
Nays - 0
This Town of Lexington Town Board moves to accept the minutes of the January 2, 2018 meeting. JoEllen Schermerhorn asked that there be a notation that Robert Basil, Frank Hermance, John Berger, and Charlotte Jaeger were sworn in on January 1,2018.

Lexington Awarded Round 3 for Broadband
Supervisor John Berger announced that Lexington was awarded round 3 funding for broadband which means another 513 homes will be added. Supervisor Berger said we owed a tremendous debt of gratitude to Bonnie Blader. Bonnie spoke and said that it was really the town that pulled together at the pep rally, in living room cabinets, packing the church for meetings and filling out surveys. There was discussion on poles that need to be replaced by Central Hudson. Round 2 should be finished by 2018 and round 3 should be finished by 2019.

History of the Highway Committee
Supervisor John Berger gave a brief history of the Highway committee. In August 1980 the Lexington Town Board, on the recommendation of Superintendent of Highways created a two member Highway Committee. In
1993 the Town of Lexington Planning Board suggested one of it's members be appointed to the Highway Committee, and the town board appointed a third member. The committee was consulted with road construction, culvert replacement, maintenance and purchase of highway equipment. The regulations are from 1997 so there need to be some changes. Town Supervisor John Berger would like to check with other towns to see what their regulations look like and Council member Bradley Jenkins suggested a work shop. As a last resort an engineer will be consulted with.

**Notification of Liquor License**
Supervisor Berger received a 30 day advanced notice for The Hideout. The ABC board requires notice to be given to Towns. 2042 Spruceton Rd. in West Kill is the location of the Bar / Tavern.

**New Truck Presentation**
There was talk in November about a new truck. There is $52,000.00 in the budget towards a new truck. Highway Superintendent Frank Hermance gave prices on two different trucks. International 7500 at a cost of $135,116.00 which includes extended warranty. The International 7600 would cost $140,484.00 with the warranty. There was a lot of discussion of the cost without the warranty and the cost of equipment that goes with the truck. Highway Superintendent Frank Hermance recommends the 7600 which is a 10 wheeler as opposed to the 7500 which is a 6 wheeler. The Town of Lexington Town Board decided to table the ordering of the new truck.

**RESOLUTION # 24-18**
**NEW SANDER**
On a motion made by Council member William Pushman, seconded by Michael Barcone the following resolution was,

ADOPTED – Ayes 5 – Berger, Barcone, Jenkins, Pushman, and Schermerhorn Nays -0

Therefore the Town of Lexington Town Board has moved to pay for the new stainless steel sander paid from the Capital Maintenance Account.

**RESOLUTION # 25-18**
**ADOPT NEW POLICIES**
On a motion made by Council member JoEllen Schermerhorn, seconded by Michael Barcone the following resolution was,

ADOPTED – Ayes 5- Berger, Barcone, Jenkins, Pushman, and Schermerhorn Nays – 0

Therefore the Town of Lexington Town Board has moved to approve four new policies which are:

1. Fuel mileage maintenance logs will be kept for all Highway trucks and equipment.
2. Perpetual / annual inventory records of gasoline and diesel fuel purchased, used and on hand will be maintained in one book, Odometer readings of each vehicle will be recorded at the time of refueling so that miles driven can be compared to gallons used. A comparison record will be kept and any large variances will be investigated. Gasoline / diesel meter readings will be periodically compared with amounts recorded as being pumped and substantial differences will be investigated. A copy of each will be submitted to the Town Board for review quarterly.

3. All employees and / or officials must immediately report any accident or incident, no matter how minor, which results in either an injury to any person or results in damage to Town of Lexington property or vehicle or that of a third party which any employee or official witnesses or is involved in. Such employee or official shall also complete a written report on a form required and provided by the Town of Lexington.

4. Any town department planning to purchase, within the limits of their budget, an item exceeding $1,000.00 must first obtain approval from the Town of Lexington Board. Exception: Highway Superintendent may purchase gas / fuel,salt, and ice sand without complying with the approval section of this policy.

**RESOLUTION # 26-18**
**SENIOR CITIZEN AND DISABLED TAX EXEMPTION**
On a motion made by Council Member William Pushman, seconded by JoEllen Schermerhorn the following resolution was,

ADOPTED – Ayes- 5 – Berger, Barcone, Jenkins, Pushman, and Schermerhorn Nays – 0
Resolved, that this Town Board so moves to adopt a Senior Citizen and Disabled Tax Exemption with a maximum income limit of $27,500.00 at a 50% discount with a scaled down decline of 5% discount on an income of $35,899.99.

**RESOLUTION # 27-18**

**COUNTY HAZARD MITIGATION PLAN**

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

**ADOPTED**: Ayes – 5 – Berger, Barcone, Jenkins, Pushman, and Schermerhorn
Nays – 0

Therefore the Town of Lexington Town Board adopts in its entirety the Greene County Hazard Mitigation and Resilience Plan (the “Plan”) as the County’s Natural Hazard Mitigation Plan, and resolves to execute the actions identified in the plan that pertain to the County; Will use the adopted and approved portions of the plan to guide pre- and post disaster mitigation of the hazards identified; Will coordinate the strategies identified in the Plan with other planning programs and mechanisms under its jurisdictional authority; Will continue its support of the Mitigation Planning Committee as described in the Plan; Will help to promote and support the mitigation successes of all participants in the Plan;

**RESOLUTION #28-18**

**TOBACCO USE POLICY**

On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Michael Barcone the following Resolution was,

**ADOPTED**: Ayes – 5 – Berger, Barcone, Jenkins, Pushman, and Schermerhorn
Nays – 0

Therefore the Town Board of the Town of Lexington adopts the Tobacco Use Policy:
Effective 2/7/18, the use of all tobacco products as defined in the policy is prohibited at all times by all employees and visitors:
- in all interior space owned, rented, or leased by the Town of Lexington
- in all vehicles owned, rented, leased, or operated by the Town of Lexington
- on all outside property or grounds owned or leased by the Town of Lexington, including parking areas and in private vehicle while on Town of Lexington property
- in all parks, playgrounds, pavilions, and recreation areas.

**RESOLUTION # 29-18**

**SURPLUS ITEMS HIGHWAY DEPARTMENT -DISPOSE OF ITEMS MUNICIPAL BUILDING**

On a motion by Council Member Michael Barcone, seconded by Council Member William Pushman the following resolution was,

**ADOPTED**: Ayes – 5- Berger, Barcone, Jenkins, Pushman, and Schermerhorn
Nays – 0

Therefore the Town Board of the Town of Lexington has moved to put + or – 15 truck tires, a 300 gallon gas barrel, and a slide-in pickup truck sander up for auction and to dispose of Electrolux vacuum #0203, office chair # 2047, 2 radio shack cassette recorders, Verifone 801 receipt printer, Ithaca Pos 1000 receipt printer, and a Pitney Bowes 10 pound scale.

**RESOLUTION # 30-18**

**REAPPOINT MARY CLINE TO BAR**

On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone the following resolution was,

**ADOPTED**: Ayes-5 – Berger, Barcone, Jenkins, Pushman, and Schermerhorn
Nays- 0

It is resolved that Mary Cline be reappointed to the Board of Assessment Review.

**CODE ENFORCEMENT REPORT**

Handed out for review
RESOLUTION # 31-18
INCREASE THE CHARGE FOR C. O. / VIOLATION SEARCH
On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone the following resolution was,

ADOPTED: Ayes- 5- Berger, Barcone, Jenkins, Pushman, and Schermerhorn
Nays -0

Therefore the Town Board of the Town of Lexington moves to increase the charge for a record search for Certificate of Occupancy / Violation from $25.00 to $65.00.

CORRESPONDENCE:

SPROUTS request a donation; The Town of Lexington Board members decided to give the Spouts a donation personally rather than use tax payer dollars.

Association of Towns training for the Town Clerk will be in April in Albany. It was agreed the Lexington Town Clerk Charlotte Jaeger should attend.

Hamlet of Lexington revitalization meeting is February 24th from 8 am -8 pm.

Association of Towns Highway classes for Highway Superintendent will be in June in Ithaca. It was agreed that Frank Hermance the Highway Superintendent should attend.

RESOLUTION # 32-18
APPROVE PAYMENT OF VOUCHERS BY THE AUDIT COMMITTEE
On a motion made by Council Member William Pushman, seconded by Bradley Jenkins the following resolution was,

ADOPTED: Ayes -5 – Berger, Barcone, Jenkins, Pushman, and Schermerhorn
Nays-0

Therefore be it resolved that the bills be paid in the following amounts:

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Highway Fund</td>
<td>31,658.35</td>
</tr>
<tr>
<td>General Fund</td>
<td>51,715.73</td>
</tr>
<tr>
<td>Lighting District</td>
<td>263.92</td>
</tr>
<tr>
<td>Sewer District</td>
<td>1,922.23</td>
</tr>
</tbody>
</table>

RESOLUTION # 33-18
CHANGE TIME OF MONTHLY MEETING
On a motion made Supervisor John Berger, seconded by Council Member William Pushman the following resolution was,

ADOPTED: Ayes – 5- Berger, Barcone, Jenkins, Pushman, and Schermerhorn
Nays – 0

Therefore be it resolved that the Monthly Town of Lexington Town Board meetings be held at 6:00 PM rather than 6:30 PM.

PRIVILIGE OF THE FLOOR

Community Design Workshop to be held February 24, 2018 at Lexington-West Kill United Methodist Church starting at 8 am

Nothing new with the park. There will be a group meeting when Lynn Byrne gets back.

RESOLUTION # 34-18
PURCHASE NEW TRUCK
On a motion by Council Member Michael Barcone, seconded by Council Member William Pushman the following resolution was,

ADOPTED: Ayes – 5- Berger, Barcone, Jenkins, Pushman, Schermerhorn
Nays – 0
February 6, 2018
Town of Lexington Town Board Meeting

Therefore the Town of Lexington Town Board moves to purchase a new 2019 10 wheel truck (cab & chassis) warranty and equipment to follow.

Adjourn

With no further business, on a motion by Supervisor John Berger and with a unanimous vote the meeting was adjourned at 7:50 pm.

Respectfully Submitted,

Charlotte Jaeger,
Town Clerk
The Meeting of the Town Board of the Town of Lexington was called to order on March 6, 2018 at 6:00 P.M., by Supervisor John Berger at the Lexington Municipal Building, followed by the Pledge of Allegiance and a moment of silence for Larry Falke, Velma Huggans, and Sheldon Delmar

PRESENT: Supervisor ................................... John Berger
Council Members................................. William Pushman
........................................ Jo Ellen Schermerhorn
........................................ Bradley Jenkins
Town Clerk .......................................... Charlotte Jaeger
Superintendent of Highways ............. Frank Hermance
Town Attorney................................. Tal Rappleyea

ABSENT: Council Member............................. Michael Barcone

OTHERS PRESENT: Lucy Veneski, Alfred Truesdell, Suzanne McCabe, and Tom Bachert

RESOLUTION # 35-18
Approve February Minutes

On a motion by Council Member Bradley Jenkins, seconded by Council Member JoEllen Schermerhorn, the following resolution was,

ADOPTED: Ayes - 4 - Berger, Pushman, Schermerhorn, & Jenkins
Nays - 0

Therefore, Town of Lexington Town Board moves to accept the minutes of the regular meeting held on February 6, 2018.

RESOLUTION # 36-18
Financial Report – as of 01/31/18

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

ADOPTED : Ayes - 4 - Berger, Jenkins, Schermerhorn, & Pushman.
Nays – 0

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

RESOLUTION # 37-18
Standard Work Day for Elected and Appointed Official's

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

ADOPTED: Ayes - 4 - Berger, Schermerhorn, Pushman, & Jenkins.
Nays - 0

BE IT RESOLVED, that the Town Board of the Town of Lexington establishes the following as a standard workday for the Town Clerk, Tax Collector, Superintendent of Highways, Code Enforcement Officer, and Highway employee's for the purpose of determining days worked reportable to the New York State and Local Employee's Retirement System;

Standard six (6) hour day = one (1) day

Town Clerk, Tax collector, Supervisor, Town Board Members, Bookkeeper, Justice, Attorney of Town, Assessor, Planning Board Members, Zoning Board of Appeals Members, Assessment Review Board Members, Health Officer, Historian, Dog Control Officer, Clerk to the Assessor, Clerk to the Town Court, Deputies to the Town Clerk, and Cleaning Personnel.

Standard five (5) day work week, eight (8) hour day = one (1) day

Superintendent of Highways, Highway employee's and Code Enforcement Officer

BE IT THEREFORE RSOLVED, that this resolution superseded any previous resolution of this matter.

RESOLUTION # 38-18
Section 284 Highway Law

On a motion by Council Member William Pushman, seconded by Council Member Bradley Jenkins the following resolution was,
ADOPTED: Ayes – 4 – Berger, Jenkins, Pushman, and Schermerhorn  
Nays – 0

Therefore, Pursuant to the provisions of Section 284 of the Highway Law, the Town Board of the Town of Lexington agree that money levied and collected in the Town for the repair and improvement of highways, and received from the State Aid for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS
The sum of $80,000.00 shall be set aside to be expended for primary work and general repairs upon 35 miles of Town Highways, including sluices, culverts, and bridges having a span of less than five feet or the renewals thereof.

2. PERMANENT IMPROVEMENTS
The following sum shall be set aside to be expended for the permanent improvement of Town Highways: $70,000.00
   a. On the road commencing at Terrace Drive & Valley View and leading to a distance of 3,168 feet
   b. On the road commencing Valley View & Goff Drive and leading to a distance of 1,584 feet
   c. On the road commencing at Valley View Cul De Sac and leading to a distance of 1,584 feet
   d. On the road commencing at Kip Hill & North Beech Ridge Rd. and leading to a distance of 1,584 feet

RESOLUTION # 39-18
Audit Committee Report of Town Clerk and Tax Collector
On a motion by Council Member William Pushman, seconded by Supervisor John Berger the following resolution was,

ADOPTED: Ayes - 4 – Berger, Schermerhorn, Pushman, & Jenkins.
Nays - 0

Therefore, Town of Lexington Town Board moves to accept the audit committee's report as presented.

RESOLUTION # 40-18
Truck Body and Warranty
On a motion made by Supervisor John Berger, seconded by Council Member William Pushman the following resolution was,

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

Therefore, Town of Lexington Town Board moves to purchase a typical dump body and slide in sander from Zwak for $79,283.00 and decided against purchasing the extended warranty at a cost of $18,301.00.

RESOLUTION # 41-18
Finance New Truck
On a motion by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn, the following resolution was,

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

Therefore, the Town of Lexington Town Board moves to finance $109,000.00 for five years as a Bond with the Bank of Greene County to purchase the 2019 International 7600 Truck.

EXECUTIVE SESSION
On a motion by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn and with none opposed the Town of Lexington Town Board entered into an Executive Session.

END EXECUTIVE SESSION
On a motion made by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn and with none opposed the Town of Lexington Town Board ended Executive Session at 6:46 PM

RESUME REGULAR TOWN BOARD MEETING
On a motion made by Council Member JoEllen Schermerhorn, seconded by Supervisor John Berger and with none opposed the Town of Lexington Town Board Meeting resumed.

RESOLUTION # 42-18
Audit Committee Report to pay Monthly Expenditures
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member William Pushman, the following resolution was,

ADOPTED: Ayes - 4 - Berger, Pushman, Schermerhorn, & Jenkins
Therefore, Town of Lexington Town Board moves to pay the Monthly Expenditures;

Resolved that the bills be paid on General Fund Abstract # 3 in the following amounts

**General Fund**

No. 34 through 72 = $23,318.19

Resolved that the bills be paid on Highway Fund Abstract # 3 in the following amounts:

**Highway Fund**

No. 23 through 35 = $16881.79

Resolved that the bills be paid on Special District Fund Abstract # 2 in the following amounts:

**Special District**

No. 2 through 2 = $271.07

Resolved that the bills be paid on Sewer District Fund Abstract # 3 in the following amounts:

**Sewer District**

No. 9 through 13 = $736.11

LEXINGTON DESIGN REVITALIZATION WORKSHOP HELD ON FEBRUARY 24, 2018
Supervisor John Berger wanted to inform everyone that the all day workshop with consultant Place Alliance took place and gave an overview. After completing a local flood analysis, the town was awarded a $20,000.00 Sustainable Communities grant from the Catskill Watershed Corp. The purpose of this grant program is to look at locations where homes and / or businesses recommended in the flood analysis for relocation could potentially move to out of the flood plain. Complementing this goal, the town is looking at short and long-term goals to revitalize the hamlet. There were a number of different ideas and there will be more workshops / meetings in the future.

PUBLIC CONCERNS:
Lucy wondered why Reme Rd. was neglected during the snow storm. Superintendent of Highway Frank Hermance responded to this.

Alfred wanted to know if the Sewer District was self sufficient. Supervisor John Berger said that yes it is.

JoEllen wanted to know the date of the rehab on the Rte 42 bridge over the Schoharie. Supervisor John Berger believed that the date is April 1, 2018.

**RESOLUTION # 43-18**

**SANDER**

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

ADOPTED: Ayes – 4 – Berger, Jenkins, Pushman, and Schermerhorn
Nays – 0

Therefore the Town Board of the Town of Lexington resolves to buy a new sander and to pay for it by taking the $5,400.00 from the Capital Maintenance Account.

**RESOLUTION # 44-18**

**MOVE MONEY FROM NBT ACCOUNT**

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

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

Therefore the Town of Lexington Town Board moves to take $40,000.00 from the NBT ICS account for new truck.

Adjourn
With no further business, on a motion from Council Member William Pushman, seconded by Council Member Bradley Jenkins the meeting shall be adjourned. Carried unanimously.

Supervisor John Berger adjourned the meeting at 7:06 PM.

Respectfully submitted,
Charlotte Jaeger, Town Clerk
April 3, 2018
Town Board Meeting

The Meeting of the Town Board of the Town of Lexington was called to order on April 3, 2018 at 6:00 P.M., by Supervisor John Berger at the Lexington Municipal Building, followed by The Pledge of Allegiance. There was a moment of silence in memory of Richard Banks and Bill Potter.

PRESENT: Supervisor ....................................... John Berger
Council Members.......................... Michael Barcone
                                             William Pushman
                                             Jo Ellen Schermerhorn
                                             Bradley Jenkins
                                              
Town Clerk .................................Charlotte Jaeger
Superintendent of Highways ..........Frank Hermance
Town Attorney ............................ Tal Rappleyea

OTHERS PRESENT: John Falke, Suzanne McCabe, Albert VanEtten, Alfred Truesdell, and Mike Ryan.

RESOLUTION # 45-18
Approve March Minutes
On a motion by Council Member JoEllen, seconded by Council Member William Pushman, the following resolution was,

ADOPTED: Ayes - 4 - Berger, Pushman, Schermerhorn, & Jenkins
Nays - 0

Abstain – Barcone

Therefore, Town of Lexington Town Board moves to accept the minutes of the regular meeting held on March 6, 2018.

RESOLUTION # 46-18
Financial Report – as of 02/28/18
On a motion by Council Member William Pushman, seconded by Council Member Bradley Jenkins, the following resolution was,

ADOPTED : Ayes - 5 - Berger, Jenkins, Schermerhorn, Barcone, & Pushman.
Nays – 0

Therefore, Town of Lexington Town Board moves to approve the financial report as of February 28, 2018.

Discuss Route 42 Bridge Rehabilitation
Supervisor John Berger received a letter from DOT that the Route 42 bridge over the Schoharie would be closed April 13th at 6:00 P.M., and reopen by 6:00 A.M., April 16th. Also the bridge will be closed April 20th at 6:00 P.M., and reopen by 6:00 A.M. April 23rd. The reason for the closure is to dig up the approaches and put up barriers for one way traffic. Route 214 is the designated detour. Beech Ridge Road can be used for local traffic, but there will be a weight limit.

RESOLUTION # 47-18
Bids on Highway Surplus Items
On a motion by Supervisor John Berger, seconded by Council Member Bradley Jenkins, the following resolution was

ADOPTED : Ayes - 5 - Berger, Schermerhorn, Barcone, Jenkins, Pushman
Nays – 0

Therefore, the Town of Lexington Town Board moves to accept the bids on the following used items;

Sander # 1 $ 620.00
Sander # 2 $1,325.00
15 Tires - $1,525.00
300 gal. Gas Barrel - $ 320.00

RESOLUTION # 48-18
Approve Ambulance Contract with the Town of Ashland
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Michael Barcone, the following resolution was,

ADOPTED - Ayes - 5 - Berger, Barcone, Jenkins, Schermerhorn, & Pushman.
Nays - 0
Therefore, the Town of Lexington Town Board moves to approve the Contract for Emergency Ambulance Service with the Town of Ashland for the year 2018.

**RESOLUTION #49-18**
Approve Evergreen Mountain Contracting Slab Bid

On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone, the following resolution was,

ADOPTED: - Ayes – 5-Berger, Barcone, Jenkins, Pushman, and Schermerhorn
Nays – 0

Therefore the Town of Lexington Town Board accepts the bid proposal from Evergreen Mountain Contracting Inc. at the bid price $25,700.00 which was the bid amount originally submitted by Larry Falke.

**Request to change Brook Road from Seasonal Use to Fully Maintained**

Supervisor John Berger received a letter from Mark A. Nagawiecki requesting that Brook Road be changed from a seasonal road to fully maintained. After some discussion, it was decided that Superintendent of Highways Frank Hermance and Supervisor John Berger would go and examine the road and a decision would be made at a later date.

**RESOLUTION # 50-18**
Audit Committee Report to Pay Monthly Expenditures

On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Michael Barcone, the following resolution was

ADOPTED: Ayes - 5 - Berger, Pushman, Schermerhorn, Barcone, & Jenkins
Nays – 0

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

Resolved that the bills be paid on **General Fund Abstract # 4** in the following amounts

| General Fund | No. 73 through 102 = $30,295.68 |

Resolved that the bills be paid on **Highway Fund Abstract # 4** in the following amounts:

| Highway Fund | No. 36 through 58 = $56,362.22 |

* Note that there was a bond payment made for $20,419.03.

Resolved that the bills be paid on **Special District Fund Abstract # 4** in the following amounts:

| Special District | No. 3 through 3 = $263.89 |

Resolved that the bills be paid on **Sewer District Fund Abstract # 4** in the following amounts:

| Sewer District | No. 14 through 20 = $1,613.50 |

Resolved that the bills be paid on **Annual Finance School in Saratoga** in the following amounts:

| Annual Finance School in Saratoga | |

It was decided that Shelly Brainard would attend the classes put on by the Association of Towns and The New York State Comptroller’s Office in May. The Town of Lexington and The Town of Prattsville will split the cost.

**Code Enforcement Report**

Each Council Member has a copy of the Code Enforcement Officers Report.

**2018 Schoharie Water Shed Summit**

The Schoharie Water Shed Summit will be held Saturday, April 7th at the Hunter Elementary School from 9:00 A.M., through 2:30 P.M.

**Patriot’s Day**

There will be a potluck dinner April 21, 2018 at 5:00 P.M., at the Community Hall in West Kill. This event is sponsored by the Lexington Historical Society.

**Maple Brunch**

There will be a Maple Brunch held at the West Kill Lexington Community Hall on Sunday, April 29, 2018 from 10:00 A.M.– 2:00 P.M. Proceeds to benefit the West Kill Lexington Community Improvement Association.

**PUBLIC CONCERNS:**

Albert Van Etten questioned why the 13A parking lot was not plowed this winter. He explained that the fire company needs access to the creek if there should be a fire. Supervisor John Berger said he would talk to the state and the county to find out the reason.
April 3, 2018
Town Board Meeting

Albert also asked to be updated on MTC. North Lexington should be finished by the end of 2019. He also wanted to know if there was any cost to the town and the answer was no.

Superintendent of Highways Frank Hermance asked if the fuel tanks would have roofs over them. Supervisor Berger explained that if a roof was built it would have to have an automatic sprinkler system installed in case of a fire, which would be costly. So the answer was not at this time.

Executive Session

A motion was made by Council Member William Pushman, seconded by Michael Barcone and with no one opposed the Town of Lexington went into executive session at 6:35 pm.

End Executive Session

A motion was made by Council Member JoEllen Schermerhorn, seconded by Bradley Jenkins and with no one opposed executive session ended at 7:54 P.M., and returned to the regular meeting.

Adjourn

With no further business, on a motion from Council Member JoEllen Schermerhorn, seconded by Council Member Bradley Jenkins, the meeting shall be adjourned. Carried unanimously.

Supervisor John Berger adjourned the meeting at 7:54 P.M.

Respectfully submitted,

Charlotte Jaeger, Clerk
The Special Meeting of the Town Board of the Town of Lexington was called to order on April 20, 2018 at 8:00 A.M., by Supervisor John Berger, and it was followed by the Pledge of Allegiance to the American Flag.

PRESENT: Supervisor........................................ John Berger
        Council Members................. JoEllen Schermerhorn
                                    Michael Barcone
        Town Clerk ....................... Charlotte Jaeger
        Superintendent of Highways........ Frank Hermance

OTHERS PRESENT: None

Supervisor John Berger said the meeting was called for the purpose of opening bids for the 2018 season for motor pave. Motor paving 3 inches thick by 18 feet wide with chip seal on top.

The Town of Lexington received 2 bids; one from Peckham and one from Goreman. The roads to be done are Terrace Drive, Goff Drive, Valley View, and if there are any additional monies North Beech Ridge Rd. There was some discussion comparing the 2 bids and it was decided to accept the 2 bids. The bid from Peckham was approximately $109,00.00 and the bid from Goreman was approximately $101,00.00. The Town of Lexington Town Board will not award the bids until after the Greene County contract price comes in. The price will probably change on materials according to the County bids.

Council Member JoEllen Schermerhorn asked the status on the Summer Swim Program. Supervisor Berger answered that we do not have a program in place yet. Supervisor Berger said he would speak to Beth Cervola to see if she would be interested in being the Director again this summer. Supervisor Berger also suggested we might see about combining with the Town of Ashland to share a bus.

Adjourn

Council Member JoEllen Schermerhorn made a motion to adjourn the meeting, seconded by Council Member Michael Barcone. Motion carried with none opposed.

Supervisor John Berger adjourned the meeting.

Respectfully Submitted,

Charlotte Jaeger
Town Clerk
May 1, 2018
Town Board Meeting

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 1inch 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 electric 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
June 5, 2018
Town Board Meeting

The Meeting of the Town Board of the Town of Lexington was called to order on June 5, 2018 at 6:00 P.M., by Supervisor John Berger at the Lexington Municipal Building, followed by the Pledge of Allegiance to the Flag.

PRESENT: Supervisor .................................... John Berger
Council Members................................. Michael Barcone
William Pushman
Jo Ellen Schermerhorn
Bradley Jenkins
Town Clerk ...........................................Charlotte Jaeger
Superintendent of Highways ............Frank Hermance

OTHERS PRESENT: Bonnie Blader, Lynn Byrne, Alfred Trusdell, Barry & Susan Craft, Paula Heisen, John Falke, and Mike Ryan from the Mountain Eagle.

Accept April 20 Minutes
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member (William Pushman), the following motion was,

NOT ADOPTED: Ayes - 3 - Berger, Schermerhorn, and Barcone
Absent - 2 - Jenkins, Pushman
Nays - 0

Therefore, Town of Lexington Town Board was not able to accept the minutes of the special meeting held on April 20, 2018 because the second was made by William Pushman who was not in attendance of that meeting.

RESOLUTION # 56-18
Accept May 1 Minutes
On a motion by Council Member William Pushman, seconded by Council Member Bradley Jenkins, the following motion was,

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

Therefore the Town of Lexington Town Board moves to accept the minutes of the special meeting held on May 1, 2018.

RESOLUTION # 57-18
Financial Report – as of 04/30/18
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Michael Barcone, the following resolution was,

ADOPTED : Ayes - 5 - Berger, Pushman, Schermerhorn, Jenkins, and Barcone
Nays - 0

Therefore, Town of Lexington Town Board moves to approve the financial report as of April 30, 2018.

RESOLUTION # 58-18
Summer Youth Program
Supervisor John Berger explained that there didn’t seem to be enough interest to have the summer youth program. He said that no one was interested in being the director and that only several children were interested in going this year. The number of children have been dwindling each year. The cost of the program was $7,175.00. Supervisor Berger suggested the Town of Lexington cancel the summer youth program for 2018 and use the money set aside for it to reduce the Worker's Compensation debt.

On a motion by Supervisor John Berger, seconded by Council Member Bradley Jenkins the following resolution was,

ADOPTED: Ayes – 5 – Berger, Barcone, Jenkins, Pushman, and Schermerhorn
Nays – 0

Grounds and Maintenance Position
Supervisor John Berger explained that the Town of Lexington properties are expanding and in the near future the Town may be taking over some of the cemeteries. With that being said the Supervisor would like to create a part-time position to mow and maintain these properties. The position would be 1 -2 days a week possibly 3 and it would be funded from the General fund and not the Highway fund. It would be a salaried position as well as seasonal, for example starting May 1st to October 31st. Council Member Bradley Jenkins suggested a department of public works and that way people could transfer back and forth between General and Highway. Town Supervisor John Berger would like to put a job description together which would include taking care of flowers and putting up flags as well as mowing and maintenance. Supervisor Berger will present this at the next Town Board Meeting.

RESOLUTION # 59-18
Change Office Hours of the Town Clerk
On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone, the following resolution was,

**ADOPTED:** Ayes - 5 - Berger, Jenkins, Schermerhorn, Barcone, & Pushman.  
Nays - 0

Therefore, Town of Lexington Town Board moves to approve the new office hours of the Town Clerk effective July 1st. The new hours will be Monday – Thursday 8:00 A.M. To 1:00 P.M. And 2:00 P.M. to 4:00 P.M. With additional appointments upon request.

**Change Date of Regular Board Meeting in July**

Supervisor Berger suggested the date of the July Town Board meeting be changed because of the July 4th holiday as there will not be enough members to hold a meeting. With none opposed the new date for the July Town Board meeting will be Wednesday, July 11, 2018.

**RESOLUTION #60-18**

**Appoint a Byway Committee**

On a motion by Council Member Bradley Jenkins, seconded by Council Member JoEllen Schermerhorn, the following resolution was,

**ADOPTED:** Ayes – 5 – Berger, Jenkins, Barcone, Pushman, & Schermerhorn  
Nays - 0

Therefore, the Town of Lexington Town Board moves to appoint Mary Palazzolo and Nancy Orr to the Byway Committee.

**RESOLUTION #61-18**

**Highway 284 Change**

Supervisor John Berger informed the Town Board that instead of Beech Ridge Road by William Hoagland’s, Minew Road will be paved. Supervisor Berger has been informed that Route 42 will be paved this summer and that there will be millings that the Town of Lexington could purchase at a reasonable rate, which means more Town roads could be paved. Wolfe Road to Schering's Bridge, H.Truesdell Sr. Road, Ad Van Road., and Rusk Mountain Road were some that were mentioned. It was also mentioned that Schering's Bridge is in bad shape, but it is a Greene County bridge.

On a motion by Council Member Bradley Jenkins, seconded by Council Member Michael Barcone, the following resolution was,

**ADOPTED :** Ayes - 5 - Berger, Jenkins, Schermerhorn, Barcone, & Pushman.  
Nays - 0

Therefore, Town of Lexington Town Board moves to change the Highway Section 284.

**Facelift of Municipal Building**

Supervisor John Berger passed around a picture of what the front of the building would look like with some improvements. Some of the improvements include planting some shrubs and putting in blue stone pavers to make a walkway from the brick garden. Also paint the front of the building. The Supervisor asked permission to get some proposals or written estimates for this project. The Supervisor expects the cost to be in the range of $10,000 - $12,000 and he said it would be nice to get the project finished in time for the Dedication of the Brick Garden which will be held some time in the fall.

**RESOLUTION #62-18**

**Audit Committee Report to Pay Monthly Expenditures**

On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Michael Barcone, the following resolution was,

**ADOPTED :** Ayes – 5 - Berger, Jenkins, Barcone Schermerhorn, & Pushman.  
Nays - 0

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

Resolved that the bills be paid on **General Fund Abstract # 6** in the following amounts

| General Fund | No. 132 through 165 = $43,965.02 |

Resolved that the bills be paid on **Highway Fund Abstract # 6** in the following amounts:

| Highway Fund | No. 76 through 114 = $41,365.22 |

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

| Special District | No. 5 through 5 = $245.44 |
Resolved that the bills be paid on Sewer District Fund Abstract # 6 in the following amounts:

<table>
<thead>
<tr>
<th>Sewer District</th>
<th>No. 27 through 35</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>$2,065.00</td>
</tr>
</tbody>
</table>

Code Enforcement Report
Supervisor John Berger reviewed the report. Each Council Member has a copy of the Code Enforcement Officer's Report. The month of May 2018 shows 6 permits were issued, 4 C of O requests, and 0 violation letters.

PUBLIC COMMENTS:
Paula asked for an update on the park. Supervisor John Berger said that we are just waiting for Lowes. The fence, pergola, and playground have all been ordered. Supervisor Berger said that the Town has only received one proposal for the vegetation and as it stands right now, Kern's Nursery will probably do the work. There was some discussion on getting rid of knot weed. Greene County Soil & Water have some programs as well as Cornell Extension on eradication of knot weed.

Highway Superintendent Frank Hermance said that the new truck will be here in August.

RESOLUTION # 63-18
Open Executive Session
On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone, to open for executive session at 6:44 P.M.

ADOPTED - Ayes – 5 - Berger, Jenkins, Barcone Schermerhorn, & Pushman.
Nays – 0

RESOLUTION # 64-18
Close Executive Session
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Bradley Jenkins to come out of executive session at 7:07 P.M.

ADOPTED - Ayes – 5 - Berger, Jenkins, Barcone Schermerhorn, & Pushman.
Nays - 0

Adjourn
With no further business, on a motion from Council Member Bradley Jenkins, seconded by Council Member Michael Barcone, the meeting shall be adjourned at 7:07 P.M. Carried unanimously.

Supervisor John Berger adjourned the meeting.

Respectfully submitted,

Charlotte Jaeger, Town Clerk
The Meeting of the Town Board of the Town of Lexington was called to order on July 11, 2018 at 6:01 P.M., by Supervisor John Berger at the Kenneth A. Becker Municipal Building, followed by the Pledge of Allegiance and a moment of silence for Ellen Strausser.

PRESENT: Supervisor ________________________ John Berger
Council Members_________________________ Michael Barcone
William Pushman
Bradley Jenkins
Absent: JoEllen Schermerhorn

Town Clerk ________________________________ Charlotte Jaeger
Superintendent of Highways ............... Frank Hermance
Town Attorney___________________________ Absent: Tal Rappleyea

OTHERS PRESENT: Glenda Lauten, Ralph Albino, Glen Howard, Steven Weinberg, Reuban Sack, Lynn Byrne, Jamie Donnelly, Stephan Foremen, Janice Barcone, Betty Hapeman, Rose Williams, and Dan Zuckerman from the Daily Mail

RESOLUTION # 65-18
Accept June 5 Minutes
On a motion by Council Member Michael Barcone, seconded by Council Member William Pushman, the following resolution was,

ADOPTED: Ayes - 4- Berger, Pushman, Jenkins, Barcone
Absent - 1- Schermerhorn
Nays - 0
Therefore, Town of Lexington Town Board moves to accept the minutes of the regular meeting held on June 5, 2018.

RESOLUTION # 66-18
Financial Report – as of 05/31/18
On a motion by Council Member Bradley Jenkins, seconded by Council Member Michael Barcone, the following resolution was,

ADOPTED: Ayes - 4- Berger, Pushman, Jenkins, Barcone
Absent - 1- Schermerhorn
Nays - 0
Therefore, Town of Lexington Town Board moves to approve the financial report as of May 31, 2018.

RESOLUTION # 67-18
Support West Kill Community Association
On a motion by Council Member Michael Barcone, seconded by Council Member William Pushman the following resolution was,

ADOPTED: Ayes - 4- Berger, Pushman, Jenkins, Barcone
Absent -1 - Schermerhorn
Nays - 0
WHEREAS, the Town of Lexington stands to benefit from the rehabilitation of mixed use commercial and civic buildings in the hamlet of West Kill.
WHEREAS, the West Kill Community Improvement Association, Inc. is submitting an application to the Catskill Watershed Association Flood Hazard Mitigation Implementation Program and the Catskill Watershed Association for the Tank Anchoring Program to further the stabilization of the West Kill Lexington Community Hall.

The West Kill Lexington Community Hall is located in the heart of the hamlet, and proposed target area. It plays a vital role within the community and has been identified as one of two historic structures slated for rehabilitation and reuse in the town's Long-Term Community Recovery Plan. It is important that this building be renovated so that it can continue to serve as a viable community and potential business space.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Lexington wholeheartedly supports these efforts of the West Kill Community Improvement Association, Inc. and their submission of applications for these Catskill Watershed Association grant programs.

Garage Bids
The Town of Lexington received 2 bids; one from Catskill Mountain Construction for $49,950.00 and one from Rossignol Construction for $44,900.00. The bid was awarded to Rossignol Construction on June 20th and construction is underway.
RESOLUTION #68-18
Mobilization Payment of $ 7,000.00

On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone the following resolution was,

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

Therefore the Town of Lexington Town Board moves to pay $7,000.00 towards the garage building cost of $44,900.00.

RESOLUTION # 69-18
Pay Superior Roofing

On a motion by Council Member Bradley Jenkins, seconded by Council Member Michael Barcone the following resolution was,

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

Therefore the Town of Lexington Town Board moves to pay Superior Roofing $14,100.00 for replacing the roof over the Fireman's room.

RESOLUTION # 70-18
Accept Resignation of Debora Kappel

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

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

Therefore, Town of Lexington Town Board moves to accept the resignation of Debora Kappel as the Planning Board Secretary.

RESOLUTION # 71-18
Appoint Charlotte Jaeger Interim Planning Board Secretary

On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone, the following resolution was,

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

Therefore Town of Lexington Town Board moves to appoint Charlotte Jaeger Interim Planning Board Secretary as requested by Planning Board Chairman Ralph Albino and accepted by Charlotte Jaeger. The position will be looked at again in January.

RESOLUTION # 72-18
Appoint Charlotte Jaeger Secretary to the Supervisor

On a motion by Council Member Michael Barcone, seconded by Council Member William Pushman, the following resolution was,

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

Therefore, the Town of Lexington Town Board moves to appoint Charlotte Jaeger Secretary to the Supervisor retroactive July 1, 2018.

RESOLUTION 73-18
Accept Court Audit 2017

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

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

Therefore, the Town of Lexington Town Board moves to accept the Independent Accountant's Report from Pattison, Koskey, Howe, and Bucci.
RESOLUTION # 74-18  
Audit Committee Report to Pay Monthly Expenditures  
On a motion by Council Member Michael Barcone, seconded by Council Member Bradley Jenkins, the following resolution was,  

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

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

Resolved that the bills be paid on General Fund Abstract # 7 in the following amounts  

General Fund  
No. 166 through 203 = $34,556.20  

Resolved that the bills be paid on Highway Fund Abstract # 7 in the following amounts:  

Highway Fund  
No. 115 through 146 = $31,791.43  

Resolved that the bills be paid on Special District Fund Abstract # 6 in the following amounts:  

Special District  
No. 6 through 6 = $246.00  

Resolved that the bills be paid on Sewer District Fund Abstract # 7 in the following amounts:  

Sewer District  
No. 36 through 45 = $1,190.69  

RESOLUTION # 75-18  
Create Grounds and Maintenance Position  
On a motion by Council Member Michael Barcone, seconded by Council Member William Pushman the following resolution was,  

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

Therefore the Town of Lexington Town Board moves to create a grounds and maintenance position. The position is yearly part-time with flexible hours. The expectation is all work will be performed Monday- Friday. Position is under the direct supervision of the Town of Lexington Supervisor.  

Requirements : Drivers license - Vehicle with the ability to pull a small trailer - Small hand tools - Experienced in light carpentry, electricity, and plumbing.  

Responsibilities : (Summer) Mow and weed-eat all town properties - Mow and weed-eat cemeteries presently maintained within the town - Planting of flowers in planters located throughout the town - Install and remove American Flags in the Hamlets of West Kill and Lexington - Painting - Minor building repair  
(Winter) Remove snow from all steps, ramps, and oil fill at the Municipal Building - Minor building repair. Also any other related tasks assigned by the Supervisor.  
Compensation will be a salary of $9,600.00 paid monthly.  

Code Enforcement Report  
Supervisor John Berger reviewed the report. Each Council Member has a copy of the Code Enforcement Officer's Report. The month of June 2018 shows 1 Certificate of Occupancy or Compliance, 6 permits were issued, 5 Certificate of Occupancy requests, 8 progress inspections and 0 violation letters.  

Congratulations 2018 Lexington High School Graduates  
The Town of Lexington Town Board would like to Congratulate Eric Kappel and Skylar Coons from HTC and Ariana Creech from WAJ.  

PUBLIC CONCERNS:  
Lynn wanted to make sure new grounds-maintenance person would be responsible for watering the plants in the Town. Supervisor Berger asked about the fence that was supposed to be installed. Lynn said she would call, but Supervisor Berger said he would be going to Lowes in person. The Pergola is supposed to be installed on August 17th. Kern's Nursery has finished planting flowers and shrubs in the park.  
Bradley asked how many cemeteries the Town is now maintaining and Supervisor Berger answered eight to his knowledge. George Dart and Roseann West are the cemetery custodians.
Ray asked if snowmobiling on Town roads was put on the agenda. Supervisor Berger apologized that it was not on the agenda as he didn't do enough research on the subject. It will be put on the agenda for the next Town Board meeting in August.

RESOLUTION # 76-18
Executive Session
A motion was made by Council Member Michael Barcone, seconded by Council Member Bradley Jenkins to come out of the regular Town Board meeting. Carried 4/0.
A motion was made by Council Member Michael Barcone, seconded by Council Member William Pushman to open for executive session at 6:23 P.M. With no action to be taken.
ADOPTED: Ayes - 4 – Berger, Barcone, Jenkins, Pushman
Absent - 1 - Schermerhorn
Nays - 0

RESOLUTION # 77-18
Close Executive Session
A motion was made by Council Member Michael Barcone, seconded by Council Member William Pushman to come out of executive session at 6:37 P.M.
ADOPTED: Ayes – 4 – Berger, Barcone, Jenkins, Pushman
Absent-1 Schermerhorn
Nays - 0

Adjourn
With no further business, on a motion from Council Member Michael Barcone, seconded by Council Member William Pushman, the meeting shall be adjourned at 6:37 P. M. Carried unanimously.
Supervisor Berger adjourned the meeting.

Respectfully submitted,

Charlotte Jaeger, Town Clerk
The Meeting of the Town Board of the Town of Lexington was called to order on August 7, 2018 at 6:00 P.M. by Supervisor John Berger at the Kenneth A. Becker Municipal Building followed by the Pledge of Allegiance to the Flag. There was a moment of silence in memory of Edgar Shoemaker.

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

Absent: ............................................. Michael Barcone

Town Clerk ....................................Charlotte Jaeger
Superintendent of Highways ........Frank Hermance
Town Attorney............................. Tal Rappleyea


RESOLUTION #78-18
Accept July 11 Minutes
On a motion by Council Member Bradley Jenkins, seconded by Council Member William Pushman the following was,

ADOPTED:  Ayes – 3 – Berger, Jenkins, Pushman
Nays – 0
Abstain – 1 - Schermerhorn
Absent - 1 – Barcone

Therefore the Town of Lexington Town Board moves to accept the July 11, 2018 minutes.

RESOLUTION #79-18
Accept Financial Report through June 30th
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member William Pushman the following was,

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

Therefore the Town of Lexington Town Board moves to accept the Financial Report through June 30,2018.

RESOLUTION #80-18
Motion to Make Budget Transfers
On a motion by Council Member William Pushman, seconded by Council Member Bradley Jenkins, the following resolution was,

ADOPTED - Ayes – 4 – Berger, Schermerhorn, Pushman, Jenkins
Nays - 0
This Town of Lexington Town Board moves to approve the following budget transfers:

**General Fund**:
- **From:** A1110.2 Equipment - $102.43
- **To:** A1110.4 Contractual - $102.43
- **From:** A1990.4 Contingency - $1,708.55
- **To:** A1420.4 Attorney - $1,708.55

**Highway Fund**:
- **From:** DA9040.8 Workman's Comp. - $10,000.00
- **From:** DA9720.6 Statutory Bonds - $9,580.00
- **From:** DA9010.8 Serial Bonds - $16,000.00
- **From:** DA5110.4 General Repair Contractual - $3,904.05
- **To:** DA5112.2 Improvements Capital Outlay - $39,484.05

**Discuss Creating a Town Law allowing ATVS and Snowmobiles to use Specific Town Roads**
Supervisor Berger said that he had been approached by a few residents to see if they could legally ride on Town roads. He asked Town Attorney Tal Rappleyea about this and yes this can be done in the Town of Lexington if the Town passes a Law. The machines have to be licensed, registered, insured, and operated by licensed drivers with helmets. There are many factors to take into consideration when thinking about passing such a law. The law could be specific to certain town roads or all town roads; it could be for specific seasons (months), for landowners, etc. Supervisor Berger suggested that there be a public hearing on the subject at the next Town Board meeting in September and the Town of Lexington Board Members agreed to have a public hearing.

**Streamside Acquisition Program (SAP) Presentation**
Kali Bird and Julia Solomon gave a presentation explaining the SAP program. The Catskill Center is a not for profit organization whose mission is to protect and foster the environmental, cultural, land economic well-being of the Catskill region. SAP is funded entirely by NYC and managed by the Catskill Center. The shared goal of the Catskill Center and New York City is to protect the streamside, forested lands, and floodplains that are essential for maintaining Catskill stream's excellent water quality. This pilot program is being implemented in areas of the Schoharie Basin outside of designated hamlets that have excluded NYC's Land Acquisition Program. Municipalities may "opt in" to allow the Catskill Center to solicit parcels within designated hamlets that otherwise exclude the City's Land Acquisition Program. Only parcels that include streamside buffer and/ or floodplain would be considered for acquisition.

**RESOLUTION #81-18**
**Open Executive Session**
On a motion made by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn to open for executive session at 6:44 P.M.

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

**RESOLUTION #82-18**
**Close Executive Session and Resume Regular Meeting**
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member William Pushman to come out of executive session and resume the regular meeting at 7:10 P.M.

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

**RESOLUTION #83-18**
**Appoint Grounds and Maintenance Position**
On a motion by Supervisor Berger, seconded by Council Member William Pushman the following was,

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

Therefore the Town of Lexington Town Board moves to appoint Luke Potter to the grounds and maintenance position effective October 1, 2018.

**RESOLUTION #84-18**
**Audit Committee Report to Pay Monthly Expenditures**
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member William Pushman, the following resolution was
ADOPTED - Ayes - 4 - Berger, Schermerhorn, Jenkins, and Pushman
Nays - 0
Absent – 1 - Barcone

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

Resolved that the bills be paid on **General Fund Abstract # 8** in the following amounts:

**General Fund**
No. 204 through 231 = $25,337.19

Resolved that the bills be paid on **Highway Fund Abstract # 8** in the following amounts:

**Highway Fund**
No. 147 through 164 = $84,798.19

Resolved that the bills be paid on **Special District Fund Abstract # 7** in the following amounts:

**Special District**
No. 7 through 7 = $242.03

Resolved that the bills be paid on **Sewer District Fund Abstract # 8** in the following amounts:

**Sewer District**
No. 46 through 53 = $1,019.42

**PUBLIC CONCERNS:**

- Mr. Nolty wanted to ask about the City buying land in the Hamlet. Supervisor Berger said that the Town does not encourage it and that the Town has to give approval in order to sell to the City in the hamlet. Repairing Buffer is now called SAP. Highway Superintendent Frank Hermance asked a question about maintaining the ditches owned by DEP or the City and Supervisor Berger said he should maintain them the same as all of the other ditches. Council Member JoEllen Schermerhorn asked the Superintendent of Highways Frank Hermance when Goremans would be coming back to repair the roads. Frank Hermance said they should be back at the end of the month. There was a question about the guarantee on Deer Pen Estates Road. Apparently the guarantee is between Sal Mancusso and Goremans so Superintendent of Highways Frank Hermance was wondering if the Town Highway department would be needed to help with repairing the road.

**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 7:23 P.M. Carried unanimously.

Supervisor John Berger adjourned the meeting.

Respectfully submitted,

Charlotte Jaeger, Town Clerk
Public Hearing
September 4, 2018

All Terrain Vehicles and Snowmobiles to use Town roads

The Public hearing on whether or not the Town of Lexington should create a law or laws allowing all terrain vehicles and snowmobiles to use town roads was called to order by Supervisor Berger at 6:01 PM at the Kenneth A. Becker Municipal Building.

PRESENT:
Supervisor........................................ John Berger
Council Members......................... Michael Barcone
........................................... Bradley Jenkins
........................................... William Pushman
........................................... JoEllen Schermerhorn
Town Clerk ..................................... Charlotte Jaeger
Superintendent of Highways............. Frank Hermance
Town Attorney................................ Tal Rappleyea


Supervisor John Berger started the hearing by explaining that the purpose of the meeting is to hear public comments to define law 1 and law 2 for 2018, allowing snowmobiles and ATVs the ability to use Town roads. The vehicles must be registered and insured, drivers 16 years old or older, & helmeted.

Glen Howard stated that he is a member of the Big Valley Trailbreakers Snowmobile Club which is 12 years old and he wanted to inform the people present about liability insurance. There would be coverage under the General Obligations Law, Municipal Law, and that the New York State Snowmobile Association has a 2 million dollar liability. He said there are 130,000 insured snowmobiles registered in New York State and that there were 3 snowmobile & car collisions during 2016-17 in the entire state. He also said 10 year old children can drive a snowmobile if accompanied by an adult. The town of Roxbury has not had a problem with accidents or the packing down of snow on its roads and has been doing this for many years. Jaeger Road is the main road the club is looking to use. A couple of websites to check out would be; parks.ny.gov/recreation/snowmobiles and www.nyssnowassoc.org.

Robert Sainato is 74 and has been coming here since 1951 and would like his grandchildren to continue to do the same. He is for the laws since he goes 2-3,000 miles a year on his snowmobile and he would like to be able to go from his home to his other property which aren't connected. He needs to use his UTV on his properties and an ATV to help him hunt.

Deb Scotto is not against but says the devil is in the details. She is concerned about her horses and does not want joy riders. She suggested a format be created where cards or permits could be used to control who has access. Bennet Wine was concerned about minors and worried about enforcement. He thinks the curfew should be 6:00 pm.

John Murphy said the idea of self- policing is counter intuitive and does not want to have to police a 1,000 mile long amusement park. He wants peace and quiet. Bob Murphy is dead set against it. He believes Beech Ridge is steep and dangerous and he believes people will come from all over. He does not want to be like Adirondack park. Ron Lipton wanted to know if hours would be included in the details. Frank Hermance wanted to know who would enforce the laws and was worried about damage to the roads and snow being packed down and when the snow melts not going in the ditches. Mark Nagawiecki mentioned a town in PA. that uses registration plaques for snowmobiles & ATVs with a number or letter and that way if someone is doing something wrong you could tell the police or if they don't have the plaque then you would know they shouldn't be there. He suggested a local registration of maybe $5.00 for the plate or plaque. Councilman Michael Barcone believes the ATV and Snowmobile laws should be separate. He was worried about the town being liable and town attorney Tal Rappleyea said there would be no additional liability to the town because people assume the risk. Barcone also wanted to know what the risk is
to landowners. If your property is posted you are better protected. Michael called a town in Wisconsin where he had property and he spoke to the Town Clerk and the Supervisor and they said that they have had some issues with the end of some peoples driveways being damaged by snowmobiles and some damage to roads, so this particular town has a special fund for repairs. Barcone wants to know how we can protect the roads. He also understands that the snowmobile club wants to go from point a to point b. He said it should be for residents only.

Steve Palazzolo lives on Tumbleweed Road and is not worried about snowmobiles but is worried about the ATVs. Supervisor Berger pointed out that Spruceton Road is a County road not a town road. Councilman William Pushman said it is illegal for people to come and ride if they don't have property or permission to use someone's property for riding. Elizabeth Randolph questioned if the laws are passed how do we make sure the police are policing. Ralph Albino said there will not be anymore trails created and it will not be on the website. Sal Mancuso wanted to know if there was a preliminary outline like every piece of equipment has liability insurance, sun up to sun down, & safety equipment. He does not want to be harassed by the DEP police. Daniel Dymond agrees with residential use only and he thinks it should be set up like farm tags were years ago. People need to use common sense. Councilman Bradley Jenkins said UTVs need to be included with the ATVs law if one is made.

CLOSE PUBLIC HEARING:
Council member William Pushman made a motion to close the public hearing, seconded by Council member JoEllen Schermerhorn, and with all in favor Supervisor Berger closed the public hearing at 7:12 PM.

September 4, 2018
Town Board Meeting

OPEN REGULAR TOWN BOARD MEETING
The meeting of the Town Board of the Town of Lexington was called to order on September 4, 2018 at 7:13 PM by Supervisor John Berger at the Kenneth A. Becker Municipal Building followed by the Pledge of Allegiance to the Flag. There was a moment of silence in memory of Robin Perl.

RESOLUTION # 85-18
Accept August 7 Minutes
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Bradley Jenkins the resolution was,

ADOPTED: Ayes – 5 Barcone, Berger, Jenkins, Pushman, & Schermerhorn
Nays – 0

Therefore the Town of Lexington Town Board moves to accept the August 7, 2018 minutes.

RESOLUTION # 86-18
Accept Financial Report through July 31
On a motion by Council Member William Pushman, seconded by Council Member Bradley Jenkins the resolution was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
Nays – 0

Create Committee of 2 Board Members to review public hearing minutes and to come up with proposals for ATV and Snowmobile laws for the October Meeting
Supervisor Berger asked for volunteers and Council Members Michael Barcone and William Pushman volunteered, therefore Supervisor Berger appointed them to the committee.

OPEN BIDS FOR STONE WALK
The Town of Lexington received 3 bids for the blue stone walkway.
Evergreen Mountain - $16,296.00
Totally Stone - $30,896.00
High Peak Landscapes $14,119.92

RESOLUTION # 87-18
On a motion by Council Member Michael Barcone, seconded by Council Member William
Pushman the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
        Nays – 0

Therefore the Town of Lexington Town Board moves to award the bid to Mike Tancredi of High Peak Landscapes.

RESOLUTION # 88-18
CWC Application to Move Utilities
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Michael Barcone the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
        Nays – 0

Therefore the Town Board moves to let the Town Supervisor submit an application to CWC to get grant monies to move utilities from the basement to the new building.

RESOLUTION # 89-18
Renew BAN with the Bank of Greene County
On a motion by Council Member Michael Barcone, seconded by Council Member JoEllen Schermerhorn the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
        Nays – 0

Therefore the Town of Lexington Town Board moves to renew the Bond Anticipation Note with the Bank of Greene County in the amount of $98,750.51.

RESOLUTION # 90-18
Health Insurance Renewal
On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
        Nays – 0

Therefore the Town of Lexington Town Board moves to renew the Health Insurance with MVP with an increase of 13.2% since no other insurance companies were any cheaper.

RESOLUTION # 91-18
Approve Payment for New Truck
On a motion by Council Member William Pushman, seconded by Michael Barcone the following was,

ADOPTED: Ayes - 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
        Nays – 0

Therefore the Town Board moves to pay NAVISTAR a total of $201,466.00 of which $109,000.00 is from a 5 year Bond, $30,000.00 from line DA9720.6, $30,000.00 from line DA9950.9, and $32,466.00 from the Reserve ICS Account.

RESOLUTION # 92-18
Audit Committee Report to Pay Monthly Expenditures
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Michael Barcone the following was,

ADOPTED: Ayes – 5 - Barcone, Berger, Jenkins, Pushman, & Schermerhorn
        Nays -0

Therefore the Town of Lexington Town Board moves to pay the monthly expenditures for the month of
Resolved that the bills be paid on **General Fund Abstract # 9** in the following amounts:

**General Fund**
No. 232 through 262 = $64,429.60

Resolved that the bills be paid on **Highway Fund Abstract # 9** in the following amounts:

**Highway Fund**
No. 165 through 177 = $211,966.80

* this amount contains new truck payment *

Resolved that the bills be paid on **Special District Fund Abstract # 9** in the following amounts:

**Special District**
No. 8 through 8 = $242.03

Resolved that the bills be paid on **Sewer District Fund Abstract # 9** in the following amounts:

No. 54 through 57 = $911.65

**COMMUNITY ACTION**
Supervisor Berger read a letter from Community Action about the Weatherization Program. The Weatherization assistance program performs energy audits for eligible owners & renters in order to find areas that have the highest potential for heat loss. The income guidelines are the same as for HEAP. Pheobe Potter mentioned that every Friday from 10-3 there is someone from Community Action at the Prattsville Art Center. The Community Action of Greene County phone # is 518-943-9205 and the web site is cagny.org.

**PUBLIC CONCERNS:**
Pheobe Potter who grew up in Gilboa and now lives on Spruceton Road wanted to bring to everyone's attention what the Greene County Legislature is up to concerning the building of a new jail in Greene County. She said there would not be a public vote and that it sounded like there would be S2 million dollars borrowed to pay for a jail in Coxsackie.

**RESOLUTION # 93-18**

**Budget Transfer**
On a motion by Council Member William Pushman, seconded by Council Member the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
Nays - 0

Therefore the Town of Lexington Town Board moves to make the following transfers:

**General Fund**

*From:* A1990.4 Contingency - $837.50  
*To:* A1420.4 Attorney - $837.50

**Highway Fund**

*From:* DA5110.4 Contractual - $1,967.28  
*To:* DA5112.2 Capital Outlay $1,967.28

**Final Bid on Truck**

On a motion by Council Member Michael Barcone, seconded by Council Member William Pushman the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
Nays – 0

Therefore the Town of Lexington Town Board moves to accept the bid of $19,100.00 on the recommendation of the Highway Superintendent Frank Hermance for the green truck that was put up for bid on auctions international.
**Back to Public Concerns:**

JoEllen Schermerhorn asked Highway Superintendent Frank Hermance if he knew when Goremans would be coming back. She said riding on Beech Ridge on a motorcycle is dangerous. Frank said he did not know for sure but it would help if it stopped raining. William Pushman asked when the paving on State Route 42 would begin. Supervisor Berger said that they are supposed to start on October 3rd.

Mark Nagawiecki Jr. is the owner of 67 Brook Road which is off of New Road. He petitioned the Town back in February to change Brook Road from Seasonal to Open year round. Central Hudson will not go down the road because of the road closed sign. He is asking the Town to repair the road so he can have work done on his house. Superintendent of Highways Frank Hermance said that people who live here full time get there roads fixed first. He had gotten an estimate of $40,000.00 to fix that road but does not believe there is enough money in the budget for that. The road is single lane and is about 150 feet in length. After some discussion it was decided that Mark would use some of his stones to help with the repairs. Randy Potter was asked to help put a plan together with Frank Hermance to fix the road so people can use it again. The Town of Lexington Board was in agreement that the road needed to be repaired and hopefully the repairs could be done in the next couple of months.

**Adjourn**

With no further business, on a motion by Council Member JoEllen Schermerhorn, seconded by Council Member William Pushman, the meeting shall be adjourned at 7:59 PM. Carried Unanimously.

Supervisor Berger adjourned the meeting.

Respectfully Submitted,

Charlotte Jaeger, Town Clerk
October 2, 2018  
Town Board Meeting

The Meeting of the Town Board of the Town of Lexington was called to order on October 2, 2018 at 6:00 P.M. by Supervisor John Berger at the Kenneth A. Becker Municipal Building followed by the Pledge of Allegiance to the Flag.

PRESENT:  Supervisor ....................................... John Berger  
Council Members................................. William Pushman  
                                                Jo Ellen Schermerhorn  
                                                Bradley Jenkins  
                                                Michael Barcone  
                                                Town Clerk .......................…............Charlotte Jaeger  
                                                Superintendent of Highways ……..Frank Hermance  
                                                Town Attorney………………….. Tal Rappleyea  

OTHERS PRESENT: John Nolty, Alfred Truesdell, Lucy Veneski, Mary Palazzolo, Chris Dwon, Albert VanEtten, Sal Mancusso, Mary Cline, Sandra Conde, Patricia, Nancy Orr, Lynn Byrne, Glenn Howard, Santiago Betes, Bennet Wine, and Daniel Zuckerman from the Daily Mail  

Supervisor John Berger started the meeting out by thanking the garden committee; Bennet Wine, Devon Russ, and Mary Palazzolo for their work on the garden in front of the Veteran's Monument here at the Municipal Building. Bennet Wine said that they are looking for river rock, the bigger the better to be used in the garden. River rocks are smooth and rounded. Any river rock donations would be appreciated.

RESOLUTION # 94-18  
Accept September 4, 2018 Minutes  
On a motion by Council Member Michael Barcone, seconded by Council Member William Pushman the following was,  
ADOPTED:  Ayes – 5 – Berger, Jenkins, Pushman, Schermerhorn, Barcone  
Nays – 0  

Therefore the Town of Lexington Town Board moves to accept the September 4, 2018 minutes.

RESOLUTION # 95-18  
Accept Financial Report through August, 2018  
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Bradley Jenkins the following was,  
ADOPTED:  Ayes – 5- Berger, Barcone,Jenkins, Pushman, Schermerhorn  
Nays – 0  

Therefore the Town of Lexington Town Board moves to accept the Financial Report through August 31, 2018.

Scenic Byway Update  
Committee members Mary Palazzolo, Chris Dwon, and Nancy Orr were in attendance to give an update on the Scenic Byway. Nancy Orr started by saying that they are a non-regulatory group. They are looking to extend the byway down route 23A to route 42 down to route 28 and this creates a loop. The Lexington Committee is working with a group from Jewett and there will be a presentation on Thursday November 15th at the Lexington West Kill Community Hall at 6:30 PM. So far the committee has identified historical cemeteries, views, boarding houses, and other things that make our town special. Nancy mentioned Art Flick and how he opened up fishing to all people and not just gentry. Artists, and military will also be included. The committee has put together a map that will be at the November presentation. The scenic byway is an economic initiative in many ways and some benefits are that roads may be repaired sooner, it's on trip adviser and there is a phone app available for speaking tours. The signage is paid for through grants so no extra cost to Lexington tax payers.

RESOLUTION # 96-18  
Participate with County bid for Highway Fuel  
On a motion by Council Member Bradley Jenkins, seconded by Council Member Michael Barcone the following was,  
ADOPTED:  Ayes – 5 – Berger, Barcone, Jenkins, Schermerhorn, and Pushman  
Nays - 0
Therefore the Town of Lexington Town Board moves to participate in the Greene County bid for Highway fuel.

Review Local Law #1 of 2018 and Local Law #2 of 2018
Local Law #1 of 2018 Designating Town Highways for Travel by Snowmobiles
Local Law #2 of 2018 Designating Town Highways for Travel by ATVS

Supervisor Berger thanked the committee for their work on the laws and read each of the laws aloud, after which discussion ensued. Council Member Michael Barcone said that the snowmobile law needs to be more descriptive regarding the registration of snowmobiles. Section 3 d. should read operate only registered and insured snowmobiles. There was a question why the Snowmobile law and the ATV law couldn't be the same and also why only designated town roads for snowmobiles and not all town roads. Council Member JoEllen Schermerhorn thought the snowmobile law should include all town roads and was worried about the policing if the law applied to designated roads. Town Attorney Tal Rappleyea said enforcement would be done the same as it is now for roads not designated. Council Member Michael Barcone mentioned that Snowmobiles are used strictly for recreation whereas ATVS are used for utilitarian purposes as well as recreation and that is why the laws are not the same. The laws could be passed and people can petition for amendments later on. Council Member Bradley Jenkins thought the description of the designated roads needed to be clearer. Council Member Michael Barcone said that the violations needed to be added and he also thought that snowmobiles should register with the Town as well as the State. Council Member William Pushman wanted to know if a minimum offense could be put into the law. Town Attorney Tal Rappleyea responded that he didn't put that in the law because Judges like to have discretion. Supervisor Berger said that the Judges asked for a base. Council Member William Pushman said a minimum of $100.00 for the first offense. Supervisor John Berger suggested a weekend permit or seasonal permit should be added to section 5 of the snowmobile law. There was also talk of limiting the hours of snowmobile riding. It was decided to make ATV and Snowmobile laws the same concerning the hours of use, which would be an hour before sunrise and an hour after sunset, Eastern time, year round. The Town can not regulate UTVS. It was decided Town Attorney Tal Rappleyea would make the needed changes before the Town Board could vote on Local Law #1 and #2 of 2018.

RESOLUTION #97-18
Appoint DER

On a motion by Supervisor John Berger, seconded by Council Member JoEllen Schermerhorn the following motion was,

ADOPTED: Ayes – 5 Barcone, Berger, Jenkins, Pushman, and Schermerhorn
Nays – 0

Therefore the Town of Lexington Town Board appoints Charlotte Jaeger the DER which stands for Designated Employee Representative.

Letter to GCEMS

Supervisor John Berger asked the Town of Lexington Council Members for permission to write and send a letter to the Greene County Emergency Medical Services to ask that an ambulance that was donated to the GCEMS be brought to the mountain top for use in Lexington and Prattsville. Council Member William Pushman granted permission and Council Member JoEllen Schermerhorn asked to read the letter before it is sent.

RESOLUTION #98-18
Open Executive Session

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

ADOPTED: Ayes – 5 Barcone, Berger, Jenkins, Pushman, and Schermerhorn
Nays – 0

Therefore the Town of Lexington Town Board opened Executive Session at 7:20 PM to discuss a personnel issue.

RESOLUTION #99-18
Close Executive Session

On a motion by Council Member Bradley Jenkins, seconded by Council Member William Pushman and with none opposed the Town of Lexington Town Board closed the Executive Session at 7:28 PM.

RESOLUTION #100-18
Appoint Chief Operating Officer of Lexington Sewer District
On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone the following was,

ADOPTED: Ayes: - 5 – Barcone, Berger, Jenkins, Pushman, and Schermerhorn
Nays – 0

Therefore the Town of Lexington Town Board moves to appoint Jarrett D'Addario the Chief Operating Officer of the Lexington Sewer District.

Code Enforcement Report
Supervisor Berger apologized that the reports were not in the Council Members packets but said they would be in their mailboxes as soon as he got them from the Code Enforcement Officer.

Public Comment
Superintendent of Highways Frank Hermance wanted to know if the program to do the fuel tanks was still in effect. Supervisor Berger responded by saying yes it is through CWC but you need to check with your fuel company or gas company first. Frank Hermance also asked about the fuel tanks at the Highway garage and said they should be done and Supervisor Berger agreed that yes they should be done. JoEllen Schermerhorn asked that the letter from Goreman be put into the minutes so Supervisor Berger read the letter aloud. The letter basically said “Goreman LLC is sorry for not doing the REDO work on Deer Pen Estate and on Beach Ridge North Road. Do to all the rain this summer that push us past the September 15 date and no good weather after that date. All roads will be repaired by June 1, 2019”.

RESOLUTION # 101-18
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 - 5 - Berger, Schermerhorn, Jenkins, and Pushman
Nays - 0

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

Resolved that the bills be paid on General Fund Abstract #10 in the following amounts:

**General Fund**
No. 263 through 283 = $14,629.60

Resolved that the bills be paid on Highway Fund Abstract # 10 in the following amounts:

**Highway Fund**
No. 178 through 198 = $37,324.82

Resolved that the bills be paid on Special District Fund Abstract # 10 in the following amounts:

**Special District**
No. 9 through 9 = $257.40

Resolved that the bills be paid on Sewer District Fund Abstract # 10 in the following amounts:

**Sewer District**
No. 54 through 57 = $2,214.66

Park Update
Supervisor Berger said that the playground was delivered but was not put together yet. He said that Soil and water is trying out a new solution on knot weed in the Town of Ashland along the Bataviakill. The split rail fence has been installed but no pergola yet.

RESOLUTION #102-18
Budget Transfer
On a motion made by Council Member Bradley Jenkins and seconded by Council Member Michael Barcone the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
Nays – 0

Therefore the Town of Lexington Town Board moves to make the following transfers:
### General Fund

<table>
<thead>
<tr>
<th>From:</th>
<th>A1990.4 Contingency - $350.00</th>
<th>To:</th>
<th>A1320.4 Contractual - $350.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>From:</td>
<td>A1410.2 Equipment - $94.36</td>
<td>To:</td>
<td>A1410.4 Contractual $94.36</td>
</tr>
</tbody>
</table>

### RESOLUTION #103-18

**Change Date for November Board Meeting**

On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Michael Barcone the following was, ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn

Therefore the Town of Lexington Board moves to change the regular Town Board Meeting from Tuesday, November 6 to Wednesday November 7 at 6:00 PM due to Election Day.

### Signage

Superintendent of Highways Frank Hermance had a question about where signs would be put if the new laws were passed and he also mentioned that there is no parking at the end of Jaeger Road.

### Adjourn

With no further business, on a motion from Council Member William Pushman, seconded by Council Member Michael Barcone, the meeting shall be adjourned at 7:50 P.M. Carried unanimously.

Supervisor John Berger adjourned the meeting.

Respectfully submitted,

Charlotte Jaeger, Town Clerk
October 17, 2018

Budget Workshop -- Town of Lexington Town Board

A Budget Workshop of the Town Board of the Town of Lexington, County of Greene and the State of New York was held at the Municipal Building, 3542 Route 42, Lexington NY on October 17, 2018.

The meeting was called to order by Supervisor John Berger at 6:00 PM followed by the Pledge of Allegiance to the American Flag.

PRESENT: Supervisor............................John Berger
          Council Members....................Absent: Michael Barcone
                                      William Pushman
                                      Jo Ellen Schermerhorn
                                      Bradley Jenkins
                                      Town Clerk .................................Charlotte Jaeger
                                      Superintendent of Highways............Frank Hermance

OTHERS PRESENT: Lucy Veneski

RESOLUTION # 104-18
Sexual Harassment Policy

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

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

Therefore the Town of Lexington Town Board moves to accept a new updated sexual harassment policy provided by the State of New York.

Local Laws 1 and 2 for 2018

Supervisor Berger said that the Snowmobile Law seems to be alright but the ATV Law is more complicated so the laws will not be passed at this time.

RESOLUTION # 105-18
Mobilization Payment

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

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

Therefore the Town Board moves to pay $6,500.00 to Michael Tancredi to get materials needed for the stone walkway.

Council Member JoEllen Schermerhorn asked Supervisor Berger if the new garage was finished. Supervisor Berger said that it was done but it does not have electricity to it yet. Superintendent of Highways Frank Hermance asked about the small shed and Supervisor Berger said it could be moved to the Highway garage if he wanted it. Frank was wondering about where to push the snow this winter since the garage is behind the Municipal Building now.

Budget Workshop

Supervisor John Berger presented the Tentative Budget to the Town Board Members at the last Town Board Meeting. Supervisor Berger started by saying there was a correction that had to made on page 14, to the Highway equipment reserve for 2019 since it was left blank, it should read $30,000.00 and on page 13, DA5130.1 should read $3,500.00 not $35,000.00. With the corrections made the front page under Highway should read $804,900.00 and the Total should read $1,343,814.00. The Supervisor went over the budget page by page with the Board Members and there was some discussion on various line items.
RESOLUTION #106-18
Adopt Preliminary Budget

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

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

Therefore the Town of Lexington Town Board adopts the Preliminary Budget.

Supervisor John Berger and the Town Board Members confirmed the Preliminary Budget Hearing for the 2019 Budget will be on November 7, 2018 at 6:00 PM followed by the Town of Lexington Town Board meeting.

Adjourn

On a motion by Council Member William Pushman, seconded by Council Member Bradley Jenkins and with none opposed the meeting was adjourned at 7:05 PM.

Respectfully submitted,

Charlotte Jaeger
Town Clerk
Town of Lexington
Notice of Public Hearing on the Preliminary 2018 Budget
and Regular Town Board Meeting to Follow

Notice is hereby given that the Preliminary Budget for the Town of Lexington for the fiscal year beginning January 1, 2019 has been completed and filed in the office of the Town Clerk at the Municipal Building, where it is available for inspection by any interested person during office hours. The Town of Lexington shall hold a Public Hearing on said Preliminary Budget on Wednesday, November 7, 2018 at 6:00 PM at the Municipal Building located at 3542 Route 42, Lexington, NY and that at such hearing any person may be heard in favor or against the Preliminary Budget as compiled for or against any items therein contained. The Regular Town Board Meeting will immediately follow.

The following are the proposed 2019 Salaries of the following Town officers of the Town of Lexington:

- Supervisor - $12,000.00
- Council Members 4 - $9,940 ($2,485.00 each)
- Supt. of Highways - $30,450.00
- Town Clerk / Collector - $32,210.00

By Order of the Town Board
Dated: October 17, 2018
Charlotte Jaeger, Town Clerk
Town Board Meeting

The Meeting of the Town Board of the Town of Lexington was called to order on November 7, 2018 at 6:10 P.M. by John Berger at the Kenneth A. Becker Municipal Building, followed by the Pledge of Allegiance and a moment of silence for Bootie (Bertha) Pushman, Hennie Tillman, and Eileen DeLeonardis.

PRESENT: Supervisor ................................. John Berger
Council Members............................... Michael Barcone
                                             William Pushman
                                             Jo Ellen Schermerhorn
                                             Bradley Jenkins
Town Clerk .......................................... Charlotte Jaeger
Superintendent of Highways ............. Frank Hermance

OTHERS PRESENT: Alfred Truesdell, Caitlyn Ball, Kevin Piccoli, Colleen Kortendick, Bennet Wine, Elodie Eid, and Michael Ryan from the Mountain Eagle.

RESOLUTION #107-18
Make Changes to Preliminary Budget
On a motion by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
              Nays - 0

Therefore the Town of Lexington Town Board moves to make the following changes to the 2019 Preliminary Budget; Instead of $1,234,688.00 the budget will be reduced $4,000.00 to $1,230,688.00. The $4,000.00 came from DA5110.4 so the new amount would be $76,000.00 and not $80,000.00 for that highway line.

RESOLUTION #108-18
Adopt 2019 Budget
On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
              Nays – 0

Therefore the Town of Lexington Town Board moves to adopt the 2019 Budget in the amount of $1,230,688.00.

RESOLUTION # 109-18
Approve Minutes from Oct. 2, Meeting
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Bradley Jenkins, the following resolution was,

ADOPTED: Ayes - 5 - Berger, Barcone, Pushman, Jenkins, and Schermerhorn.
              Nays - 0

Therefore, Town of Lexington Town Board moves to accept the minutes of the regular Town Board meeting held on October 2, 2018.

RESOLUTION # 110-18
Approve Minutes from Oct. 17, Public Hearing
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Bradley Jenkins the following was,

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

RESOLUTION # 111-18
Accept Financial Report through September
On a motion by Council Member Michael Barcone, seconded by William Pushman the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn
              Nays – 0
Therefore the Town Board moves to accept the financial report through September 30, 2018.

**Discuss Economic Development Committee or Corp.**

Supervisor Berger started by talking about the final presentation given by Pace Alliance which was funded by CWC through grant monies and the focus was on the Hamlet of Lexington because of damage from Hurricane Irene. Certain things were identified by the LFA (Local Flood Hazard Mitigation Analysis) and this is a furthering of an effort to preserve what community we can outside of the flood plain. Supervisor Berger said that the Town of Prattsville was very much destroyed by the flood as a result of Hurricane Irene and has taken advantage of many of the opportunities given by the State, CWC, and the Federal Government. Supervisor Berger invited Kevin Piccoli the Chairman of the Prattsville Corporataion to speak on Prattsville's progress and the steps taken to make those changes come about.

Kevin Piccoli was happy to share information on steps taken and things learned in the process with Lexington. He said the first thing they did was form a small group to determine what they need and how to go about getting it. They then formed a steering committee of 7 people and then three subcommittees; economic development, community, and housing. They sent out a town wide survey asking people what they liked, what they don't want, and what they wished they had. They came up with a project list from the results of the survey. The Prattsville Development Corporation was formed to figure out how to make the 24 projects happen. They reached out to everyone they could including all of the local politicians, DOT, DEP,DEC, Greene County, etc. The key was to get funding. They have been able to get 19 out of the 24 projects completed. It took a lot of phone calls, visits, hard work, and time. You need to show emotion and energy. Supervisor Berger asked if Prattsville hired a grant writer and Kevin Piccoli said that he wrote the grants. How do you get started? Prattsville formed the Prattsville Relief Fund which is a not for profit to get funding for homeowners, then they set up a local development corporation which has pros and cons. It is a not for profit and their job is to help the Town Board with administration, identify the grants out there and write the grants. If they get the money they continue working with the project, write contracts and work with contractors. Everything done went through the Town Board. They had to have By-laws and a number of policies, for example a procurement policy. Kevin is happy to give Lexington everything he has. A not for profit can file for grants that the Town can not. The not for profit is a two page filing every year. Kevin said once you get a couple of grants under your belt it gets easier. Supervisor Berger thanked Kevin for coming to the meeting and Kevin said if there was anything else he could do feel free to contact him.

**Route 42 Bridge**

Supervisor Berger said that it has been single lane all summer and will be single lane all winter. The lane will be widened for the winter so snowplows can go over it but tractor trailers will still not be able to go over it. There was a question about the stop lights if the power goes out. Supervisor Berger said he would check into it.

**RESOLUTION # 112-18**

Submit Delinquent Sewer Bills to the County

On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone the following was,

ADOPTED: Ayes – 5 Barcone, Berger, Jenkins, Pushman, & Schermerhorn
Nays -0

Therefore the Town of Lexington Town Board moves to send the six delinquent sewer bills to Greene County.

**RESOLUTION # 113-18**

Approve Pattison, Koskey, Howe, & Bucci CPA's to prepare year end report and Court Audit

On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Michael Barcone the following was,

ADOPTED: Ayes – 5 Barcone, Berger, Jenkins, Pushman, & Schermerhorn
Nays -0

Therefore the Town of Lexington Town Board moves to approve Pattison, Koskey, Howe, & Bucci CPA’s to prepare the year end report and also to do the Court audit.

**RESOLUTION # 114-18**

Approve $4,000.00 Stipend for Snow Removal of the Sewer District

On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone the following was,

ADOPTED: Ayes – 5 Barcone, Berger, Jenkins, Pushman, & Schermerhorn
Nays – 0
Therefore the Town of Lexington Town Board moves to pay a $4,000.00 stipend to Jarrett DeAddario who is the Sewer Operator for snow removal from the driveway, pump stations, and the road between the plant and pump station behind the Methodist Church.

**RESOLUTION # 115-18**  
**Approve Snow Blower Purchase for the Sewer District**  
On a motion by Council Member William Pushman, seconded by Council Member Michael Barcone the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn  
Nays – 0

Therefore the Town Board approves the purchase of a 30” Aaron Snow Blower with chains and two packages of bolts in the amount of $1,598.00 to be paid out of the Sewer District.

**RESOLUTION # 116-18**  
**Approve Payment of End of Year Stipends to Elected & Appointed Officials**  
On a motion by Council Member Michael Barcone, seconded by Council Member Bradley Jenkins the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn  
Nays – 0

Therefore the Town of Lexington Town Board moves to approve the paying of annual year end stipends to elected and appointed officials the first pay period in December rather than the last pay period.

**RESOLUTION # 117-18**  
**Budget Transfers**  
On a motion by Council Member Michael Barcone, seconded by Council Member JoEllen Schermerhorn the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn  
Nays – 0

Therefore the Town of Lexington Board moves to make the following budget transfers from the **General Fund**;

- **From 1110.2 Court Equipment $ 306.25**  
  **To 1110.4 Court Contractual $ 306.25**

- **From 9010.8 State Retirement $1,591.25**  
  **To 1420.4 Attorney Contractual $1,591.25**

- **From 9010.8 State Retirement $ .51**  
  **To 7310.4 Y outh Contractual $ .51**

**RESOLUTION # 118-18**  
**Date for Public Hearing for Grievance Day**  
On a motion by Council Member Michael Barcone, seconded by Council Member Bradley Jenkins the following was,

ADOPTED: Ayes – 5 – Barcone, Berger, Jenkins, Pushman, & Schermerhorn  
Nays – 0

Therefore the Town Board of Lexington moves to set the date for a Public Hearing on December 4, 2018 at 6 PM with the regular Town Board meeting to immediately follow. The purpose of the public hearing is to make the fourth Wednesday in May Lexington's Grievance day.

**Code Enforcement Report**

Supervisor John Berger reviewed the report. Each Council Member has a copy of the Code Enforcement Officers Report. The month of October 2018 shows 7 Certificate of Occupancy or Compliance, 5 permits were issued, and 0 violation letters.

**RESOLUTION # 119-18**  
**Audit Committee Report to Pay Monthly Expenditures**  
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Michael Barcone, the following resolution was
ADOPTED - Ayes - 5- Berger, Barcone, Jenkins, Schermerhorn, and Pushman
Nays - 0

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

Resolved that the bills be paid on **General Fund Abstract # 11** in the following amounts:

- **General Fund**
  - No. 284 through 321 = $12,856.05

Resolved that the bills be paid on **Highway Fund Abstract # 11** in the following amounts:

- **Highway Fund**
  - No. 199 through 240 = $71,467.76

Resolved that the bills be paid on **Special District Fund Abstract # 11** in the following amounts:

- **Special District**
  - No. 10 through 11 = $488.50

Resolved that the bills be paid on **Sewer District Fund Abstract # 11** in the following amounts:

- **Sewer District**
  - No. 64 through 72 = $2,485.12

**PUBLIC CONCERNS:**

Council Member JoEllen Schermerhorn reminded everyone that there is a By Way Presentation at the West Kill- Lexington Community hall on November 15th at 6:00 PM.

Highway Superintendent Frank Hermance said he needs to get approval from the Town Board to sell his Mother's house on route 13a to the City. He said he doesn't need approval right now but for the Town Board to think about it.

Bennet Wine wanted to know what the next step will be in regards to revitalizing Lexington. Supervisor Berger would like to do a survey monkey first and then go from there. A committee or Development Corporation would need to be formed. Supervisor Berger suggested that the Comprehensive Plan be looked at and possibly updated. His suggestion would be for a Planning Board Member be on the committee. Bennet Wine thought that Board Member Michael Barcone should be on a start up committee to do the survey. Michael Barcone said that it could be inhibitive for him to be on the committee because it looks better if Community Members are involved rather than Board Members. It was decided that a group come together to form a committee. Council Member JoEllen Schermerhorn suggested that the group be from all over the Town of Lexington and also some people with experience. Eloide Eid said that even though she doesn't have experience she has the drive to be on the committee. Supervisor Berger said that there will be a report from Place Alliance that will have information pertaining to who to contact for funding.

JoEllen Schermerhorn wanted to let everyone know that on November 21st at 6:00 PM at the Greene County Legislature located at 311 Main Street in Catskill, Bonnie Blader will be receiving an award for the Lexington broadband initiative.

**Adjourn**

With no further business, on a motion from Council Member Michael Barcone, seconded by Council Member William Pushman, the meeting shall be adjourned at 7:34 P.M. Carried unanimously.

Respectfully Submitted,

Charlotte Jaeger, Town Clerk
The Public Hearing for the Preliminary Budget was called to order on November 7th, 2018 at 6:00 P.M by Supervisor John Berger at the Kenneth A. Becker Municipal Building.

**PRESENT:**
- Supervisor ........................................John Berger
- Council Members .......................... Michael Barcone
  - William Pushman
  - Jo Ellen Schermerhorn
  - Bradley Jenkins
- Town Clerk .................................Charlotte Jaeger
- Superintendent of Highways.........Frank Hermance

**OTHERS PRESENT:**
- Alfred Truesdell, Caitlyn Ball, Kevin Piccoli, Colleen Kortendick, Bennett Wine, Elodie Eid, and Michael Ryan from the Mountain Eagle

**Public Hearing - 2019 Preliminary Budget**

Supervisor John Berger opened the Public Hearing for the 2019 Preliminary Budget for the Town of Lexington Town Board and asked the public if they had comments or questions on the 2019 Preliminary Budget for the Town of Lexington.

Council Member JoEllen Schermerhorn asked if we were under the 2% cap and Supervisor Berger said according to the Town's figures yes, but according to the State Comptroller's Office no; and the reason being because we were over the 2% cap last year. Supervisor John Berger explained that we needed to come up with $3,246.00. Supervisor Berger asked that we find a $4,000.00 change. Supervisor Berger said that he had spoke to the Highway Superintendent and that the $4,000.00 could come out of General Repairs DA5110.4 so 80,000 becomes 76,000. Supervisor Berger asked for a motion to close the public hearing since there were no other questions or comments.

**Motion to Close Public Hearing**

Council Member Michael Barcone made a motion to close the Public Hearing on the Budget, seconded by Council Member William Pushman.

Vote: Berger -aye, Barcone -aye Schermerhorn -aye, Pushman -aye, Jenkins -aye.

The motion carried and the Public Hearing closed at 6:10 PM.

Respectfully Submitted,

Charlotte Jaeger, Town Clerk
The Meeting of the Town Board of the Town of Lexington was called to order on December 4, 2018 at 6:03 P.M. by John Berger at the Kenneth A. Becker Municipal Building, followed by the Pledge of Allegiance. There was a moment of silence in memory of the 41st President, George Bush

PRESENT: Supervisor ................................. John Berger
Council Members............................. Michael Barcone
William Pushman
Jo Ellen Schermerhorn
Bradley Jenkins
Town Clerk ................................. Charlotte Jaeger
Superintendent of Highways .......... Frank Hermance
Town Attorney .................. Tal Rappleyea

OTHERS PRESENT: Alfred Truesdell, Lubiko Kizyma, Nancy Kizyma, Anne Hall, and Michael Ryan from the Mountain Eagle

RESOLUTION # 120-18
Adopt Local Law # 1 of 2018

On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Bradley Jenkins the following resolution was,

ADOPTED: Ayes - 5 – Berger, Barcone, Pushman, Jenkins, and Schermerhorn
Nays - 0

Therefore, Town of Lexington Town Board moves to adopt Local Law # 1 of 2018 establishing grievance day for the fourth Wednesday of May each year.

Town of Lexington
Local Law # 1 of 2018
Grievance Day Establishment

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF LEXINGTON

SECTION 1. TITLE AND PURPOSE

This Local Law of the Town of Lexington, Greene County, New York shall be as the “Grievance Day Establishment Law”.

The purpose of this Local Law is to establish the day for hearing by the Board of Assessment Review of the Town of Lexington of grievances addressed to real property tax assessments on an alternate date as permitted by Real Property Tax Law (512 (1-a)).

SECTION 2. APPLICABILITY AND DURATION

This local law shall be applicable to all grievances addressed to assessment of lands within the Town of Lexington and shall be in effect indefinitely or until modified or repealed by the Town Board of the Town of Lexington.

SECTION 3. GRIEVANCE DAY

All grievances addressed to assessments of real property within the Town of Lexington shall be heard by the Board of Assessment Review of the Town of Lexington on the fourth Wednesday in May of each year.

SECTION 4. EFFECTIVE DATE

This Local Law shall take effect immediately when it is filed in the Office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

RESOLUTION # 121-18
Approve Public Hearing Preliminary Budget Minutes from November 7

On a motion by Council Member Michael Barcone, seconded by William Pushman, the following resolution was,

ADOPTED: Ayes - 5 - Berger, Barcone, Pushman, Jenkins, and Schermerhorn
Nays - 0

Therefore, Town of Lexington Town Board moves to accept the minutes of the Public Hearing on the Preliminary Budget for 2019 held on November 7, 2018.
RESOLUTION # 122-18
Approve November 7 Minutes for Regular Town Board Meeting
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member Bradley Jenkins the following resolution was,

ADOPTED : Ayes - 5 – Berger, Barcone, Pushman, Schermerhorn, and Jenkins,
Nays - 0

Therefore, Town of Lexington Town Board moves to approve the Minutes for the November 7 Regular Town Board meeting.

RESOLUTION # 123-18
Accept Financial Report Through October 31st
On a motion made by Council Member William Pushman, seconded by Council Member Michael Barcone, the following resolution was,

ADOPTED: Ayes – 5- Berger, Pushman, Schermerhorn, Jenkins, and Barcone
Nays – 0

Therefore the Town of Lexington Board moves to approve the Financial Report through October 31st.

RESOLUTION # 124-18
Request to sell Property to DEP
On a motion by Supervisor John Berger, seconded by Council Member William Pushman the following was,

ADOPTED : Ayes - 4 – Pushman, Barcone, Schermerhorn, & Jenkins.
Nays – 1 - Berger

This Town of Lexington Town Board moves to approve letting the descendants of Mildred Hermance sell her house & property to DEP with the stipulation that if DEP does purchase the property the Town of Lexington would take ownership of the empty lot. The property is located at 82 Route 13A , tax map #127.20-1-2. This decision was made after a lengthy discussion. Supervisor Berger said that it was a very uncomfortable position to be in, to have to tell someone what they can or can not do with their property. Council Member William Pushman said the rationale behind the decision was due to the repeated flooding of this property, excessive mold, and that the beams in the basement are not sound.

Logging Issue
Supervisor Berger said that they tried to make a logging ordinance in the Town of Lexington a couple of years ago but it was defeated. Supervisor Berger said that there is some road and guardrail damage as a result of logging. Highway Superintendent Frank Hermance provided some pictures of the damage being done. Supervisor Berger told the Highway Superintendent Frank Hermance that if he sees damage being done he needs to tell the DEC forester about it so they can correct the problem. It was recommended that the Highway Superintendent draft a letter to the homeowner as well as the logger and make sure the Town of Lexington gets a copy as well as DEC. The letter will ask the logger to wait until the ground is frozen and if they choose not to they would be responsible for any damages to the road.

RESOLUTION # 125-18
Approve Contract with The Columbia-Greene Humane Society
On a motion by Council Member Michael Barcone, seconded by Council Member JoEllen Schermerhorn, the following resolution was,

ADOPTED : Ayes - 5 - Berger, Pushman, Barcone, Schermerhorn, & Jenkins.
Nays - 0

This Town of Lexington Town Board moves to approve the 2019 Contract with the Humane Society.

Schedule Year End Meeting
It was decided that the year end meeting will be on December 31, 2018 at 10:00 A.M.

Organizational Meeting
The organizational meeting will be on January 3, 2019 at 6:00 P.M.

Code Enforcement Report
Supervisor John Berger said the Board Members all had reports and could be viewed at their leisure.

RESOLUTION # 126-18
Ashland Contract Renewal
On a motion by Council Member Bradley Jenkins, seconded by Council Member William Pushman the following was,

ADOPTED: Ayes – 5 – Berger, Barcone, Jenkins, Pushman, and Schermerhorn
Nays - 0
Therefore the Town of Lexington Town Board moves to renew a 2 year contract with the Town of Ashland for ambulance service with no changes in it.

**RESOLUTION # 127-18**

**Budget Transfers**

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

ADOPTED: Ayes – 5 – Berger, Barcone, Jenkins, Pushman, & Schermerhorn
Nays - 0

Therefore the Town of Lexington Board moves to make the following budget transfers from the **General Fund**.

- **From:** A1110.2 Court Equipment $6.69  
  **To:** A1110.4 Court Contractual $6.69
- **From:** A1330.4 Tax Collection Contractual $930.00  
  **To:** A1330.2 Tax Collection Equip. $930.00
- **From:** A9010.8 Retirement $2,680.25  
  **To:** A1420.4 Attorney $2,680.25

**Resolution #128-18**

**Audit Committee Report**

On a motion made by Council Member Michael Barcone, seconded by William Pushman the following resolution was

ADOPTED – Ayes – 5 – Berger, Barcone, Jenkins, Schermerhorn, and Pushman
Nays - 0

Resolved that the bills be paid on **General Fund Abstract # 12** in the following amounts:

General Fund

<table>
<thead>
<tr>
<th>No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>322 through 343</td>
<td>$12,285.94</td>
</tr>
</tbody>
</table>

Resolved that the bills be paid on **Highway Fund Abstract # 12** in the following amounts:

Highway Fund

<table>
<thead>
<tr>
<th>No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>241 through 270</td>
<td>$19,206.20</td>
</tr>
</tbody>
</table>

Resolved that the bills be paid on **Sewer District Fund Abstract # 12** in the following amounts:

Sewer District

<table>
<thead>
<tr>
<th>No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>73 through 78</td>
<td>$2,491.45</td>
</tr>
</tbody>
</table>

**Open Executive Session**

On a motion by Council Member JoEllen Schermerhorn seconded by Council Member Michael Barcone and with all in favor Executive Session started at 6:51 P.M. to discuss the collateral bargaining agreement.

**Close Executive Session**

On a motion by Council Member Bradley Jenkins, seconded by Council Member JoEllen Schermerhorn and with all in favor Executive Session ended at 7:27 P.M. with no action taken.

Respectfully submitted,

Charlotte Jaeger,
Town Clerk
December 31, 2018

**Year-End Meeting – Town of Lexington Town Board**

The Town Board of Lexington held their Year End Meeting on December 31, 2018 at 10:00 AM at the Lexington Municipal Building, 3542 Route 42. Supervisor John Berger called the meeting to order, followed by the Pledge of Allegiance. There was a moment of silence in memory of Mike Rosetter.

**PRESENT:** Supervisor: John Berger
Council Members: William Pushman, JoEllen Schermerhorn
Absent: Bradley Jenkins
Absent: Michael Barcone
Town Clerk: Charlotte Jaeger
Highway Superintendent: Frank Hermance
Town Attorney: Absent: Tal Rappleyea

**OTHERS PRESENT:** Akeylah Pushman

**RESOLUTION # 129-18**

**Approve December 4 Public Hearing Minutes**

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

ADOPTED – Ayes - 3 – Berger, Pushman, & Schermerhorn 
Nays – 0 
Absent-2 – Barcone & Jenkins

This Town Board moves to accept the minutes of the December 4th Public Hearing.

**RESOLUTION # 130-18**

**Approve December 4, 2018 Minutes**

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

ADOPTED – Ayes - 3 – Berger, Pushman, & Schermerhorn 
Nays – 0 
Absent-2 – Barcone & Jenkins

Therefore the Town of Lexington Town Board approves the minutes from the December 4, 2018 Meeting.

**RESOLUTION # 131-18**

**Financial Report November 30**

A motion was made to accept the financial statements through November 30th by JoEllen Schermerhorn and seconded by William Pushman and the resolution was,

ADOPTED – Ayes - 3- Berger, Pushman, & Schermerhorn 
Nays – 0 
Absent-2 -Barcone & Jenkins

Therefore the Town of Lexington Board moves to approve the financial report.

**RESOLUTION # 132-18**

**Accept 2018 Inventory**

A motion was made by Council Member William Pushman and seconded by Council Member JoEllen Schermerhorn to accept the inventory report and the resolution was,

ADOPTED – Ayes- 3 – Berger, Pushman,& Schermerhorn 
Nays – 0 
Absent-2 – Barcone & Jenkins

Therefore the Town of Lexington Town Board accepts the inventory report for 2018.
RESOLUTION #133-18
Accept Resignation of Ralph Albino from Planning Board
A motion was made by Council Member JoEllen Schermerhorn and seconded by Council Member William Pushman and the resolution was,

ADOPTED – Ayes – 3 – Berger, Pushman, & Schermerhorn
Nays – 0
Absent-2 – Barcone & Jenkins

Therefore the Town of Lexington Town Board agreed to accept the resignation of Ralph (aka Ray) Albino from the Town of Lexington Planning Board and thanks him for his service.

RESOLUTION #134-18
Sign Union Contract
On a motion by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn the following was,

ADOPTED – Ayes - 3 – Berger, Pushman, & Schermerhorn
Nays - 0
Absent-2 – Barcone & Jenkins

Therefore the Town of Lexington Town Board moves to sign a 3 year contract with Local Union 17.

RESOLUTION #135-18
New Phone System
On a motion by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn the following was,

ADOPTED – Ayes – 3 – Berger, Pushman, & Schermerhorn
Nays – 0
Absent-2 – Barcone & Jenkins

Therefore this Town Board of the Town of Lexington moves to have MTC straighten up all of the phone lines in the basement, give us a new phone system, and 2 new phones for a cost of $3,078.00 which would come from the Good Neighbor Fund if allowed.

RESOLUTION #136-18
Budget Transfers General Fund
On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member William Pushman the following was,

ADOPTED – Ayes – 3 – Berger, Pushman, & Schermerhorn
Nays – 0
Absent- 2 – Barcone & Jenkins

Therefore the Town of Lexington Town Board moves to make the following budget transfers in the General Fund

From: A1990.4 Contingent $ 103.95
From: A9010.8 Retirement $1,449.97
To: A1110.4 Court Contractual $1,553.92

From: A9010.8 Retirement $1,500.00
To: A1320.4 Independent Auditing $1,500.00

From: A9010.8 Retirement $ 54.46
To: A1410.4 Town Clerk $ 54.46

From: A9010.8 Retirement $2,352.56
From: A9060.8 Health Insurance $ 132.44
To: A1420.4 Attorney $2,485.00
On a motion by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn the following was,

ADOPTED – Ayes – 3 – Berger, Pushman, & Schermerhorn
Nays – 0
Absent -2 – Barcone & Jenkins

Therefore the Town of Lexington Town Board moves to make the following budget transfers in the Highway Fund

<table>
<thead>
<tr>
<th>From: DA5110.4</th>
<th>To: DA5130.4</th>
<th>From: DA5110.4</th>
<th>To: DA5140.4</th>
<th>From: DA5110.4</th>
<th>To: DA5142.4</th>
<th>From: DA5110.4</th>
<th>To: DA5130.4.45</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Repairs</td>
<td>Machinery</td>
<td>General Repairs</td>
<td>Brush &amp; Weeds / Fuel</td>
<td>General Repairs</td>
<td>Snow Removal</td>
<td>General Repairs</td>
<td>Uniforms</td>
</tr>
<tr>
<td>$9,595.65</td>
<td>$9,595.65</td>
<td>$1,950.76</td>
<td>$1,950.76</td>
<td>$4,390.68</td>
<td>$4,390.68</td>
<td>$233.75</td>
<td>$233.75</td>
</tr>
</tbody>
</table>

RESOLUTION #138-18
Create Paving Reserve – Highway Fund

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

ADOPTED – Ayes – 3 – Berger, Pushman, & Schermerhorn
Nays – 0
Absent -2 – Barcone & Jenkins

Therefore the Town of Lexington Town Board moves to create a paving reserve fund in the amount of $75,000.00.

RESOLUTION #139-18
Move ICS Account

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

ADOPTED – Ayes – 3 – Berger, Pushman, & Schermerhorn
Nays – 0
Absent -2 – Barcone & Jenkins

Therefore the Town of Lexington Town Board agrees to move the ICS account from NBT to Catskill Hudson Bank to earn 2.15%.

RESOLUTION #140-18
Appoint CWC Outreach Lead

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

ADOPTED – Ayes – 3 – Berger, Pushman, & Schermerhorn
Nays – 0
Absent -2 – Barcone & Jenkins

Therefore this Town Board of Lexington appoints CWC as Lexington's Outreach Lead.

RESOLUTION #141-18
Appoint Delegate to Annual Meeting

On a motion by Council Member JoEllen Schermerhorn, seconded by Council Member William Pushman the following was,
ADOPTED – Ayes – 3 – Berger, Pushman, & Schermerhorn
Nays – 0
Absent- 2 – Barcone & Jenkins

Therefore the Town of Lexington Town Board moves to appoint Supervisor John Berger as the Delegate to go to New York City depending on what is on the agenda.

RESOLUTION # 142-18
Sign in Front of Municipal Building
On a motion by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn the following was,

ADOPTED - Ayes – 3 – Berger, Pushman, & Schermerhorn
Nays -0
Absent-2 – Barcone & Jenkins

Therefore the Town of Lexington Town Board approves the purchase of a sign for the front of the Municipal Building not exceeding $6,000.00. If allowed the money will come out of the Good Neighbor Fund.

RESOLUTION # 143-18
Audit Committee Report
On a motion by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn the following was,

ADOPTED – Ayes – 3 – Berger, Pushman & Schermerhorn
Nays -0
Absent-2 – Barcone & Jenkins

Therefore the Town of Lexington Town Board moves to pay monthly expenditures to close out the books for 2018.

Resolved that the bills be paid on General Fund Abstract #13 in the following amount:

| General Fund | No. 344 -383 | $ 39,536.24 |

Resolved that the bills be paid on Special Lighting Abstract # 13 in the following amount:

| Lighting     | No. 12-12   | $ 252.37 |

Resolved that the bills be paid on Highway Fund Abstract #13 in the following amount:

| Highway      | No. 271-295 | $ 28,904.92 |

Resolved that the bills be paid on Sewer District O&M Abstract #13 in the following amount:

| Sewer        | No. 73-78   | $ 1,676.83 |

Public Comment:
Council Member JoEllen Schermerhorn reminded everyone of the Town Board Meeting for Thursday January 3rd at 6:00 PM.

Adjourn
A motion to adjourn was made by Council Member William Pushman, seconded by Council Member JoEllen Schermerhorn

ADOPTED - Ayes - 3 – Berger, Pushman,&Schermerhorn
Nays – 0
Absent-2 – Barcone & Jenkins

Supervisor John Berger adjourned the meeting.

Respectfully Submitted
Charlotte Jaeger, Town Clerk