

3/18/2024 12:52 PM

**Town of Athens, NY & Town Council Meeting
Municipal Building, 2 First Street**

Michael N. Pirrone, Supervisor

Tentative Agenda MONDAY, MARCH 18, 2024 @ 6:00pm

Please Sign In, No Sign in-Not Included in Minutes.

- **PLEDGE**
- **VOUCHERS: To Approve the Vouchers audited by the Town Board for payment.**
Motion By 2nd By AIF
EXCEPTIONS NOTED:
- **PRIOR MEETING MINUTES: To Approve the Minutes of March 4, 2024.**
Motion By 2nd By AIF
EXCEPTIONS NOTED:

Departmental Narratives

- **Highway Superintendent: Report Attached**
- **Assessor: Report Attached**
- **Code Enforcement Officer: Report Attached**
- **Financial Report: Report Attached**

Supervisor Report: Legal Items

- **Free Point Solar LLC. (Index 2023-571, Dtd. August 10, 2023) - CPLR Article 78 - versus Town of Athens, NY, Zoning Board of Appeals.**
- **APO Sleepy Hollow Lake, Inc., et al, Plaintiffs (Index No. EF2023-573, Dtd. August 11, 2023) – vs Greene County Industrial Development Agency, et al.**
- **Coxsackie Athens CSD (Index EF2023-596, Dtd. August 17, 2023) - versus Flint Mine Solar LLC.; Greene County Industrial Development Agency; et al. Assigned to the Honorable Richard Mott, J.S.C.**

- Residents Appeal et al, Appeal to Zoning Board of Appeals, of Planning Board Site Plan Approval and Special Use Permit.

Supervisor Report: General Items

- Town Attorney schedule a meeting with Teamsters Local 294 Business Agent Michael Degano for February 28 @ 2:00 pm @Athens Town Hall.
- CEO Gasparini & Town Attorney McHugh Court Hearing, to address Code Violations.
- New Athens Generating Company Petition to NYS Public Service Comm. for Approval of Proposed Sale to Gate City Power-NE Generation LLC.
- Even Year Election Legislation, Proposed Public Hearing, Mandatory Referendum, Local Law, Change the Term of Supervisor, Town of Athens.

- Town Action: Town of Athens hereby Resolves to approve of the reduction of 2023 Tas Assessments made against the related parties named in the action, William Wallace, et al against the Town of Athens Assessor's Office and therefor authorize John Dowd, Esq., special counsel for the Town of Athens, to execute the stipulation so agreed upon.

Roll Call Vote Required.

Motion By 2nd By AIF

EXCEPTIONS NOTED:

- Town Action: Motion to Permit & Assist with the Capital Bicycle Racing Club (CBRC) annual Trooper David Brinkerhoff Memorial Race Series. This will be held on April 20 and April 27

Motion By 2nd By AIF

EXCEPTIONS NOTED:

- Town Action:

Motion By 2nd By AIF

EXCEPTIONS NOTED:

- Town Action:

Motion By 2nd By AIF

EXCEPTIONS NOTED:

• **Town Action:**

Motion By **2nd By** **AIF**
EXCEPTIONS NOTED:

• **Town Action:**

Motion By **2nd By** **AIF**
EXCEPTIONS NOTED:

• **Town Action: Motion to**

Motion By **2nd By** **AIF**
EXCEPTIONS NOTED:

• **Town Action: Motion to**

Motion By **2nd By** **AIF**
EXCEPTIONS NOTED:

Community Information:

- **March 18: Town Board Meeting. Municipal Building.**
- **March 28: Planning Board Mtg. Municipal Building.**
- **April 1: Town Board Meeting. Municipal Building.**
- **April 10: Zoning Board of Appeals. E. J. Arthur School**
- **April 15: Town Board Meeting. Municipal Building.**
- **April 25: Planning Board Mtg. Municipal Building.**

Old Business Issues:

- 1. Committee to do Code Review. Solicitation has been posted on Website.**
- 2. Additional, alternate members. Solicitation has been posted on Website.**
- 3. Code Book (Hard Copy). The Town Clerk has retrieved 3 copies.**
- 4. Attendance. Letters sent to Committee members.**
- 5. Training. Will be coordinating with Delaware Engineering.**
- 6. Maps.**
- 7. Update to Fees, Fine Schedules. Council Woman Becky Pine addressing.**

New Business Issues:

- **Town Council Concerns:**

- **Public Concerns:**

- **Town Action: Move to Executive Session to discuss personnel vacancies & benefits**
Motion By _____ 2nd By _____ AIF
EXCEPTIONS NOTED:

TOWN OF ATHENS
Building Department
Report for February 2024

Building Permits: 1 –

Install a 4 ft. X 4 ft. Window

Building Inspections: 14

Building Permit Inquiries: Inquiries of parcels of land to build homes, Residential Solar Panels, Garage.

Certificate of Occupancy:

Temporary Certificate of Occupancy:

Certificate of Compliance: 1, Erect: 14 Ft. by 24 Ft. Garage

Certificate of Occupancy Search Request: 1

Complaints: 1 - Animals on property of 20 Lime Kiln Rd. Total of 5.56 acres on two connected parcels. The property is surrounded by fencing. There are 4 cows on the property. The owner has dogs on the property that have outside dog pens and the dogs are able to roam the fenced in property. Sherry Vieta, Dog Control said that the owner takes good care of his animals. Doctor Stephen Hassett, Town health doctor, viewed the property and didn't see any concerns.

Demolition Permits:

Septic Permit:

Sign Permits:

Short Term Rental Certificates:

Fire / 911 Calls: -

Fireworks Permit:

Violations: On going,

- (Contractor called our office 2/9/24 inquiring about a building permit for interior work)1540 Leeds Athens Road, Violation of Property Maintenance Code of New York State, Chapter 3 General Requirements, 304.7 Roofs and drainage, 305.3 Interior surfaces. Red Tagged as Dangerous and Unsafe.
- Vandalized Property at 1030 Leeds Athens Road:
Our office received an email on 2/29/2024 from Aishwarya G representing Altisource Field Services in El Paso TX . Aishwarya G stated in the email: Please be informed that we have requested estimates from vendor for deboarding, installing security door and clean up the property. We will keep you posted on the progress. A registered letter stating the violations on the property was sent to Aishwarya G representing Altisource Field Services in El Paso TX. Waiting for the return receipt and a reply from Aishwarya G.

Court Hearing: Violations on vacant land of Luigi DiStefano on February 15, 2024. Information on attached sheet.

TOWN OF ATHENS
Assessor's Monthly Report March 2024

Briefly, our office is currently working on the 2024 tentative assessment roll, which will be filed on or before May 1st.

There more many more Senior Citizens and Enhanced STAR exemption filed this year, since taxable status (March 1st) has come and gone, we are processing the exemptions, deeds, split/merges, special franchise, Railroad ceiling, received building permits, etc. as received.

Our office is going through the files and requesting any information which may be missing for confirmation on the exemptions on record, and the public has been very cooperative suppling the information needed for verification.

Otherwise, conducting business as usual,

Thank you.

Dawn DeRose
Assessor

Town of Athens
Statement of Activities Monthly Report Highlights
February 2024

Results of Operations:

- All financial activity for January 1st through February 29, 2024 has been recorded on the General Ledger with no exceptions. The 2024 Budgeted Levies for all four major Funds were collected and deposited timely. Additionally, all Special District Levies were collected and paid out to the respective Fire Districts, the Library and were received and deposited by them except for one Fire House as of 2/29/2024.
- The HOST Agreement for Athens Gen was received, deposited, and recorded timely.
- The Summary of Cash and a Combining Balance Sheet are updated and attached to the rear of the monthly Statement of Activities report.
- All Operating and Reserve Bank statements were reconciled for the month ending February 2024 with no exceptions noted.
- Certain PILOT Payments were received and deposited and only two smaller PILOT payments remain open.
- The February Monthly Retirement Report was prepared, filed timely, and accepted for submission without exception. Additionally, Deferred Comp and Roth contributions were also reported online and paid timely.
- All AP activity was coded, processed, and paid for as of Board Meetings on 2/5/24 and 2/21/24 without exception.
- Payrolls were developed, processed, and distributed as of 2/7/24 and 2/21/24 with no exceptions noted.
- If there are any questions, I will be happy to answer them.

	PRESENT	ABSENT	YES	NO	ABSTAIN
Michael Pirrone	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mary Brandow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Paluch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rebecca Pine	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tami Bone	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Total</i>	<u>5</u>	<u>0</u>	<u>5</u>	<u>0</u>	<u>0</u>

I, Council member Becky Pine offer the following resolution and move its adoption:

WHEREAS the Town Assessor of the Town of Athens has gone in front of the Supreme court State of New York, County of Greene in the matter of William Wallace, Thomas Krause, Aline Filipe, Patricia Nolan, John Mancino, Huwaida Hassan, ralph Moore, Judith Pedatella, Steven Dilorenzo, Lawrence Palmateer, Guy Depietro, Roger Masse, Marc Barash, Bernard McGoey, Melissa Smallacombe, Brian Beckmann, Robert Hodes, Brian Hendry, Mark Salomon, Joe Quagliata, Albert Yoo, Dan Merkle, David Fyfe, David Howard, Donald Dupont, Greg Lesmeister Matthew Lipman, Alun Williams, Laura Christman, Barbara Sheehan.

Against

The Town of Athens Assessor’s Office.

WHEREAS THE Stipulation & Order of Settlement was made that the 2023 assessment of the subject parcels at issue herein be reduced and corrected as detailed per the Settlement Schedule.

THEREFORE, LET IT BE RESLOVED The Town Board of the Town of Athens authorizes John Dowd, Esq., special counsel for the Town of Athens, to execute the stipulation so agreed upon.

Seconded by Council member Tami Bone, offered for discussion and duly put to a vote, the results of which appear above.

ATTEST:

Phyllis Dinkelacker
Athens, Town Clerk

APPROVED:

Michael N. Pirrone
Athens, Town Supervisor