

**Town of Lexington Public Hearing April 2, 2019**  
**Local Law #3 of 2019- Solar Facility Regulations**

**PRESENT:** Council Members

Michael Barcone  
Bradley Jenkins  
William Pushman  
JoEllen Schermerhorn  
Charlotte Jaeger  
Tal Rappleyea  
Frank Hermance  
John Berger

Town Clerk  
Town Attorney  
Highway Superintendent

**ABSENT:** Supervisor

**OTHERS PRESENT:** Michael Pascucci, Corina Pascucci, Bonnie Blader, Steve Blader, Shane Strong, Nancy Orr, Dan Davern, Emmett Turk, John Falke, Sal Mancuso Jr., Sal Mancuso Sr., Alfred Truesdell, Helen Kerr, Jenni Cawein, Elizabeth Hapeman, Bennett Wine, Sharon Potter, Anne Hall, Michelle Yost, and Michael Ryan from the Mountain Eagle

Deputy Supervisor / Council Member JoEllen Schermerhorn started by saying that Supervisor John Berger had an emergency and would not be in attendance. She also said that the Highway Bids would not be opened because they were not received by the Town Clerk by the time specified.

**Open Public Hearing:** Deputy Supervisor JoEllen Schermerhorn opened the Public Hearing at 6:00 P.M. She read the first page of the proposed Law #3 of 2019 – Amending Zoning Law to Modify Solar Facility Regulations along with some highlights after which she opened the floor to discussion.

Nancy Orr asked about putting provisions into place for private use compared to commercial solar.

Jenni Cawein responded by saying that at least 25% would be for private residential use. Town Attorney Tal Rappleyea said that the 25% would roughly be 200 private residences. Anne Hall believes that the Towns people should come first so maybe the percentage should be higher. Council Member Michael Barcone was in agreement of making the percentage higher. Town Attorney Tal Rappleyea said that there could be a study done to see how many houses or building lots are in Lexington. John Falke asked about the Quarry. Bennett Wine asked if there was a way to negotiate the allotment for the Town. Town Attorney Tal Rappleyea said yes and he explained the PILOT program. There needs to be a study to see if there is a negative impact. Anne Hall wanted to know what the benefit was of allowing commercial solar. Tal Rappleyea said that the State can mandate it. That is why we need to put this law into place. Jenni Cawein said that this gives the Planning Board more power to deny commercial projects. Bonnie Blader believes the commercial solar facilities are wasteful and that encouraging residential would be better. Council Member Bradley Jenkins doesn't believe that you can discriminate between commercial or residential. Council Member William Pushman said that we can have a say where a facility could go. Deputy Supervisor asked if there were any other comments and with none she closed the Public Hearing at 6:31 P. M.

**Town of Lexington Town Board Meeting - April 2, 2019**

The Town of Lexington Town Board Meeting was called to order at 6:31 P. M. by Deputy Supervisor JoEllen Schermerhorn at the Municipal Building, 3542 Route 42, Lexington followed by the Pledge of Allegiance to the American Flag.

**RESOLUTION # 34-19**

**Approve March 5, 2019 Minutes**

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

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

Therefore the Town of Lexington Town Board approves the Minutes from March 5, 2019.

**RESOLUTION # 35-19**

**Approve Financial Reports through February 28, 2019**

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

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

Therefore this Town Board moves to approve the Financial Reports through February 28, 2019.

**RESOLUTION # 36-19**

**Accept Completed AUD**

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

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

Resolved that this Town Board moves to accept the AUD (annual financial report update document) and that a copy will be in the clerks' office.

**ENACTMENT OF LAW**

**Law # 3 of 2019**

Town Attorney Tal Rappleyea read questions and the Town Board had to answer them. The Town Board answered no to all of the questions asked.

**RESOLUTION # 37-19**

**Create Negative Declaration**

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

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

Therefore this Town Board moves to create a negative declaration for proposed Law #3 for 2019 in regards to environmental impact. This means that there will be no negative impact to the environment.

**RESOLUTION #38-19**

**Adopt Local Law #3 of 2019- Solar Facility Regulations**

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

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

Therefore this Town Board moves to approve Local Law #3 of 2019. Council Member Bradley Jenkins believes that there should be more details in the law. Council Member JoEllen Schermerhorn thought that there should be something in place now and it could be amended at a later date if needed.

**Lexington Trail & Byway**

Bennett Wine showed a map of hiking trails found in the Town of Lexington that are not well known. He has been able to create maps with software that he has. He explained that if you go on public property and old logging roads you can find old corals, a water well, or cascades of water. Bennett said that his goal is to show people that live here the beauty of what we have here and some of the history. All of the trails are on either DEC or DEP property. He would like to make the trails legitimate so they can be marked and maintained. He talked to DEC and didn't get too far, but he had better luck with DEP. Michelle Yost mentioned the Katerskill rail trail and the extensions from it and mentioned Pratt Rock. She is working to help Bennetts' vision to come to fruition. It will take some time to get everything into place with the State and the City. John Falke mentioned that the State does a lot of advertising for hiking and that people get hurt and the fire department has to deal with hikers getting injured. He would like to see access opened up to emergency vehicles. Bennett thanked Frank for keeping the parking area plowed for hikers.

**DEP Property Purchase**

The Town received notice that NYC Environmental Protection is in the process of obtaining +/- 10.6 acres from 108.00-1-32 located on County Route 2 through the Streamside Acquisition Program. This is currently the Snow’s property.

**Sprouts Donation Request**

The Town of Lexington received a request from the Sprouts for a donation. This Town Board does not like to make donations with taxpayers money. Anyone wishing to donate can do so by making a donation to the Greene County Council on the Arts Sprouts Program and mail it to GCCA Office 398 Main St. PO Box 463, Catskill, NY 12414.

**Update on Sign for Front Lawn**

Deputy Supervisor JoEllen Schermerhorn said that we had gotten a quote for the sign in the amount of \$5,625.00.

**Train the Trainer- April 9<sup>th</sup> 2019**

Supervisor Berger will be attending this so he can train everyone else on Sexual Harassment since everyone has to have this done by October.

**Emergency Management Training- April 30<sup>th</sup> 2019**

This training is intended for local public officials, first responder leadership and other partners with a role in local disaster response and emergency management. It will be held at Greene County Emergency Services, 25 Volunteer Drive, Cairo, NY 12413 from 6pm-10pm. The registration deadline is April 16, 2019.

**Ashland Ambulance 911 numbers need Updating**

Deputy Supervisor JoEllen Schermerhorn read a letter that was sent to the Town of Lexington from the Town of Ashland stating that some of the fire numbers were missing or faded and this is a problem when responding to emergencies. Homeowners are responsible for their signs.

**RESOLUTION #39-19**

**Audit Committee Report**

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

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

Therefore this Town Board moves to approve the paying of the following expenditures.

<b><u>General Fund</u></b>	No. 69 Through 101 = \$ 18,005.92
<b><u>Highway Fund</u></b>	No. 61 Through 82 = \$ 49,989.24
<b><u>Sewer District</u></b>	No. 13 Through 19 = \$ 826.10
<b><u>Special Lighting</u></b>	No. 3 Through 3 = \$ 260.60

**Public Comment:**

Michael Pascucci introduced himself and was asking for support because he is running for the Hunter Tannersville Central School Board. He is a lifelong resident of Tannersville and a HTC graduate, as is his wife Corina, and his daughter Emily is currently a student there. He has been an assistant JV boys coach and assistant coach for JV girls and an Odyssey of the Mind coach. He is a member of the Tannersville Fire Department and Rescue Squad. He will work to provide a safe environment, help students to participate in extra curricular activities, and help them to receive the highest quality of education. Please vote May 21, 2019 at the Hunter Elementary school. Vote Michael Pascucci “A positive voice for our children”.

Barbara Bates introduced herself and is running for the Hunter Tannersville Central School Board. She is the mother of two children that attend HTC. She is on the nutrition & wellness committee, safety committee, she is the Treasurer of the SPTO (Student, Parent, Teacher Organization), the Treasurer of the Rip Van Winkle Lions Club, and is a member of the Tannersville Area Health Committee. She would like to get funding for the Pre-K program, she believes all of the

Towns in the school district should have a voice. She wants to hear tax payers concerns, teachers concerns, as well as the concerns of the different school groups such as the Booster Club, Odyssey of the Mind, National Honor Society, and help with field trips to places like NY City while being fiscally responsible. Please vote May 21, 2019 from 1 to 9 at the Hunter Elementary School.

**RESOLUTION # 40-19**

**Dump Truck**

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

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

Therefore, the Town Board of the Town of Lexington moves to accept the online auction bid for the 10 wheel Dump Truck in the amount of \$4,650.00.

Deputy Supervisor JoEllen Schermerhorn mentioned that there would be a Prattsville Town Meeting at 5:30 pm with the Ashland Ambulance Service in attendance.

She also mentioned that the Town had new extensions since MTC replaced the phones.

Clerk / Collector 101

Code Enforcement 102

Bookkeeper 103

Assessor 104

Court Clerk 105

Historian 106

Supervisor 107

Planning Board Secretary 250

Zoning 251

Highway 252 or 518-989-6626

There will be a Maple Brunch at the Community Hall in West Kill Sunday the 7<sup>th</sup> of April.

**Adjourn:**

On a motion by Council Member Michael Barcone, seconded by William Pushman and with none opposed the meeting was adjourned at 7:29 P. M.

Respectfully Submitted,

Charlotte Jaeger, Town Clerk