

**TOWN OF BRUNSWICK  
REGULAR TOWN BOARD MEETING  
FEBRUARY 11, 2021, 7:00 P.M.  
TOWN HALL**

**Board Members Present:** Supervisor Herrington, Councilman Christian, Councilman Sullivan, Councilman Balistreri and Councilman Cipperly.

**Board Members Absent:** None

**Also Present:** Attorney, Thomas Cioffi and Town Clerk, William Lewis.

Supervisor Herrington called the meeting to order at 7:00 p.m.  
All joined in with the salute to the flag.

Supervisor Herrington began the meeting with the introduction of a proposed Local Law. He noted the Town has been experiencing a significant increase in two-family and multi-family dwelling development. Recently a proposal for two-family residences on Route 2, in the eastern portion of the Town, was reviewed by the Planning Board. In order for the Town Board to have adequate time to review zoning and saturation/density issues relating to multi-family projects, without developer pressure, a proposed Local Law has been drafted. Mr. Herrington then introduced Local Law #1 of 2021 entitled "A Local Law Establishing a Moratorium on the Filing, Acceptance, Review, or Determination of any Land Use Application Pertaining to Two-Family Dwellings and Multi-Family Dwellings in the Town of Brunswick". A Public Hearing on the Proposed Local Law was scheduled to be held at Town Hall on March 11, 2021, commencing at 6:00 p.m., where all interested parties will be heard. The Notice of Public Hearing will be posted at Town Hall, on the Town website and published in The Record.

**VISITORS WHO WISH TO SPEAK:**

Betty Fucci, 36 Killoch Avenue, spoke opposing the new road proposed in her neighborhood in conjunction with the Leon project. She had heard that the improvement of Ferdinand Avenue was being required by the DOT in order for a traffic light to be installed at the project site. She has also heard this wasn't the case. In any case she didn't see the need for the road and that the neighborhood is quiet and should stay so.

Ed Milkiewicz, 62 Lang Road, said years ago he had verbally agreed with the former Highway superintendent to allow the Town to use some of his land at the end of the road as a turnaround for plows and buses, with the understanding it would be properly maintained, which it hasn't been. Also, he questioned if Lang Road was up to legal standards for a town road as it is too narrow and the drainage situation is poor. Members agreed to look at and address his concerns. Diane Harris, 15 Berkshire Drive, on behalf of the homeowners on Berkshire Drive, went on the record detailing issues with a neighbor, Mr. Walter Lane, and his ongoing attempts to develop his property. He has tried to cross the road for a septic system without Town approval; worked on property he did not own; decided to relocate the area of a house being built against the requirements of the Town permit among other things. Ms. Harris wanted to make sure the Town was aware of his disregard for regulations and to keep an eye on his activities and they are Town approved. She submitted her letter to the Town Board.

Travis Bradley, 3 Watson Avenue, is opposing the whole Leon project including the road improvement. There is also water behind his home which would be impacted and needed to be

addressed. Citing opposition at other meetings, letters and a petition, he asked if the Town was working for the residents or the developers.

**BUSINESS MEETING:**

**MINUTES OF THE PREVIOUS MEETING:**

Councilman Sullivan made a motion to accept the minutes of the January 14, 2021 regular meeting and January 14, 2021 Public Hearing. Motion seconded by Councilman Christian. Unanimously approved.

**REPORTS:**

Due to Covid-19 pandemic concerns, department heads continue to have the option of not attending the monthly Board Meeting. The following reports for the month of January were submitted by department heads in lieu of personally appearing to present orally, and copies were included in each Board Member's packet.

*Highway:* Terry Scriven

*Town Historian:* Sharon Zankel

*Recycling Coordinator:* Thomas Engster

Motion to accept submitted reports was made by Supervisor Herrington and seconded by Councilman Christian. Unanimously approved. Copies of the written reports are on file in the Town Clerk's Office.

Attending the meeting were:

*Town Clerk:* William Lewis

Mr. Lewis gave his report for the month of January. \$6,277.23 will be remitted to the Supervisor's office. Recycling fees accounted for \$4,368.00, Community Center fees \$900.00, Dog License fees \$327.00 and \$682.00 in miscellaneous fees making up the balance. The Community Center had 8 new reservations. The center is currently operating at ½ capacity allowing no more than 50 persons to attend functions. Motion to accept the report was made by Councilman Christiane and seconded by Councilman Balistreri. Unanimously approved. A copy of the written report is on file in the Town Clerk's Office.

*Water & Sewer:* Bill Bradley

Mr. Bradley gave his report for the month of January. Monthly water sampling was completed. Other work included: Repaired two separate water main breaks, one on Mark Street and the other on Brunswick Road. They will have to return to Mark Street to repair a valve when the weather improves; Completed water meter readings and are ready to send bills on February 22<sup>nd</sup>; Continued storm water inspections on several projects. Mr. Bradley had been at the water tank to address a transmitter problem and noticed some rust spots beginning to form. He said that we should currently be considering painting or replacing the tank, and he will look into it. Councilman inquired as to the cost of replacement, and Mr. Bradley estimated around three million dollars. Motion to accept the report was made by Councilman Sullivan and seconded by

Councilman Balistreri. Unanimously approved. A copy of the written report is on file in the Town Clerk's Office.

Code Enforcement: Charles Golden

Mr. Golden gave his report for the month of January. The report showed \$9,563.00 was collected for Building Permit and Zoning Variance/Planning Board Fees. 9 building permits were issued or renewed, 49 building/property inspections were performed and active permits totaled 312. The department had 2 code call outs, 2 code complaints, 1 code complaint inspections and 1 fire inspection. An additional 4 follow up inspections were completed. There are 14 Planning Board projects open or approved and 9 with the Zoning Board. No additional vacant/abandoned properties have been identified. Motion to accept the report was made by Councilman Balistreri and seconded by Supervisor Herrington. Unanimously approved. A copy of the written report is on file in the Town Clerk's Office.

Library Report: Sara Hopkins

Ms. Hopkins had submitted her report but was not in attendance. However, Supervisor Herrington noticed Marthe Ann Gabey, the new President of the Brunswick Community Library Board of Trustees was attending, and asked her to step up and introduce herself. She noted that the library has continued offering curbside services as well as hosting several Facebook clubs, with the cooking club being the most active. They are all looking forward to reopening as soon as possible now that the major renovations in the building have been completed.

**RESOLUTIONS:**

**Resolution No. 26** Resolution Authorizing Purchase of Equipment for Town of Brunswick Highway Department. The foregoing Resolution, offered by Councilman Sullivan and seconded by Councilman Christian, was duly put to a roll call vote as follows: Councilman Christian, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Aye; Councilman Cipperly, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**Resolution No. 27** Resolution Adopting Revised Retention and Disposition Schedule for New York Local Government Records. The foregoing Resolution, offered by Councilman Christian and seconded by Councilman Balistreri, was duly put to a roll call vote as follows: Councilman Christian, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Abstain; Councilman Cipperly, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**Resolution No. 28** Resoplution Declaring Item to be Surplus Property. The foregoing Resolution, offered by Councilman Christian and seconded by Councilman Sullivan, was duly put to a roll call vote as follows: Councilman Christian, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Aye; Councilman Cipperly, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**Resolution No. 29** Resolution Approving Certified List of Volunteer Firefighters of the Brunswick Fire Company No. 1, Inc. (Fire Company) Who Have Earned at Least fifty (50) Points During the Calendar Year 2020 Under the Length of Service Award Program (LOSAP) Sponsored by the Town of Brunswick for the Said Fire Company, Thereby Qualifying Them for

a Year of Service Credit, and Directing that the Said Certified List be Returned to the Fire Company for Posting for a minimum of Thirty (30) Days. The foregoing Resolution, offered by Councilman Cipperly and seconded by Councilman Sullivan, was duly put to a roll call vote as follows: Councilman Christian, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Abstain; Councilman Cipperly, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**Resolution No. 30** Resolution Approving Certified List of Volunteer Firefighters of the Volunteer Fire Company of Center Brunswick, Inc. (Fire Company) Who Have Earned at Least fifty (50) Points During the Calendar Year 2020 Under the Length of Service Award Program (LOSAP) Sponsored by the Town of Brunswick for the Said Fire Company, Thereby Qualifying Them for a Year of Service Credit, and Directing that the Said Certified List be Returned to the Fire Company for Posting for a minimum of Thirty (30) Days. The foregoing Resolution, offered by Councilman Balistreri and seconded by Councilman Christian, was duly put to a roll call vote as follows: Councilman Christian, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Aye; Councilman Cipperly, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**Resolution No. 31** Resolution Approving Certified List of Volunteer Firefighters of the Mountain View Volunteer Fire Company, Inc. (Fire Company) Who Have Earned at Least fifty (50) Points During the Calendar Year 2020 Under the Length of Service Award Program (LOSAP) Sponsored by the Town of Brunswick for the Said Fire Company, Thereby Qualifying Them for a Year of Service Credit, and Directing that the Said Certified List be Returned to the Fire Company for Posting for a minimum of Thirty (30) Days. The foregoing Resolution, offered by Councilman Sullivan and seconded by Councilman Christian, was duly put to a roll call vote as follows: Councilman Sullivan, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Aye; Councilman Cipperly, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**CORRESPONDENCE:**

None.

**OLD BUSINESS:**

None.

**NEW BUSINESS:**

Jamie Easton MJ Engineering, representative of the Leon project, addressed some concerns with the Ferdinand avenue improvement. Previously approved plans have been updated, including the traffic light, landscaping & features. He had met with DOT and their comprehensive plan for this area, suggested interconnectivity to travel to stoplight instead of curb cuts. The water issue is A permit from Army Corps is pending for the water in the area & engineering plans are in the works. There will be no utilities along the proposed road and they will be terminated at the project site.

Rob Pinacci, attorney for David Leon has been on the project since the beginning. He wanted it to be clear that the earlier proposed apartment project had been pulled completely. Also, the applicant will be responsible for all costs of the road improvement.

Supervisor Herrington asked to schedule a special meeting for the Town Board to review these issues. It was unanimously agreed to hold the Special Meeting on Thursday, February 25, 2021 at 7:00pm.

**WARRANTS:**

Warrants No. 210098 through 210193, No. 12221001 through 1221010 and No. 20521001 through 20521007 were presented. Motion to approve the warrants was made by Councilman Christian and seconded by Councilman Sullivan. Unanimously approved. Individual fund expenses were as follows:

General	\$	75,092.15
Highway	\$	41,378.78
Water	\$	11,507.17
Sewer	\$	711.93
Special Sewer	\$	854.14
Special Water	\$	1,380.00

**FURTHER VISITORS WHO WISH TO SPEAK:**

Fred Ring, 31 Woodward Avenue, asked about the utilities shown on the paper road project and is concerned that this is a precursor to supplying a future project of apartments; that it is a poor area for apartments; would it be good for the community; would the road become a detour all the way to McChesney Avenue; could the manner this is being proposed be against the SEQRA regulations.

**ADJOURNMENT:**

Councilman Christian made a motion to adjourn the meeting, seconded by Councilman Sullivan. Unanimously approved.

The meeting adjourned at 8:30 p.m.

Respectfully submitted,

William J. Lewis  
Town Clerk