

REGULAR TOWN BOARD MEETING  
December 15, 2022

Deputy Supervisor Tim Crippen declared the Regular Meeting of the Burke Town Board to order on December 15, 2022 at the Burke Town Court House at 6:00 P.M.

Roll Call:

Councilman:	Arnold Lobdell
	Tim Crippen
	Jim Otis
	Paddy Wheeler
Supervisor:	Bill Wood - Absent
Supt. of Highways:	Larry LaPlante
Town Clerk:	Judy Tavernier
Bookkeeper:	Linda Trudell
Code Officer:	Jim Dumont - Absent

This Regular Meeting is being voice recorded by the Burke Town Clerk.

The Pledge of Allegiance to the Flag was said.

Minutes from November 10, 2022 public hearing on the Preliminary budget were read and approved on a motion by Paddy Wheeler. Seconded by Jim Otis. Roll Call: Arnold Lobdell - abstain, Jim Otis - aye, Tim Crippen - aye, Paddy Wheeler - aye, Bill Wood - absent.

Minutes from the November 10, 2022 regular meeting were read and approved on a motion by Arnold Lobdell and seconded by Paddy Wheeler. Roll Call: Arnold Lobdell - aye, Jim Otis - aye, Tim Crippen - aye, Paddy Wheeler - aye, Bill Wood - absent.

There were no Public Comments at this time.

New Business:

1. Kevin Sheen was in attendance and provided an update on the status of the Terra-Gen Wind project. They are still collecting data from test towers and studies regarding bird migration and other concerns will continue for the next few weeks.
2. The Town Board met with candidate Robert Ball on December 7, 2022 to discuss the upcoming vacancy for Tax Assessor. Jim Otis made the motion to appoint him as trainee effective 1/1/2023  
Arnold seconded the motion. Roll Call: Arnold Lobdell - aye, Jim Otis - aye, Tim Crippen - aye, Paddy Wheeler - aye, Bill Wood - absent.
3. DEC Permit was received from Nexamp for the Burke Solar Project.
4. Paddy Wheeler made the motion to accept **Resolution # 17** for the Franklin County Hazard Mitigation Plan. Arnold Lobdell seconded. Roll Call: Arnold Lobdell - aye, Jim Otis - aye, Tim Crippen - aye, Paddy Wheeler - aye, Bill Wood - absent.
5. Updated Town Taxable Totals resulted in slight change to the tax rate percentage.
6. Arnold Lobdell made the motion that Paddy Wheeler and Tim Crippen conduct the Annual Justice Audit on January 25, 2023 at 5:30 p.m. Jim Otis seconded the motion. Roll Call: Arnold Lobdell - aye, Jim Otis - aye, Tim Crippen - aye, Paddy Wheeler - aye, Bill Wood - absent.
7. Dog Control Inspection Reports were reviewed.
8. End of Year meeting will be changed to 11:00 a.m. on December 29, 2022 on a motion by Arnold Lobdell and seconded by Jim Otis. Roll Call: Arnold Lobdell - aye, Jim Otis - aye, Tim Crippen - aye, Paddy Wheeler - aye, Bill Wood - absent.
9. Re-organization meeting will be held January 10, 2023.

Old Business:

1. **Resolution #18** and Affidavit of participation were approved and signed on a motion by Jim Otis. Paddy Wheeler seconded the motion. Roll Call: Arnold Lobdell - aye, Jim Otis - aye, Tim Crippen - aye, Paddy Wheeler - aye, Bill Wood - absent.
2. Annual AUD Report will be completed after the end of the year.

No Highway Committee Report.

Highway Superintendent Report: Culvert on Flynn Line Road has been cleared of obstructing brush and a new culvert installed on Montgomery Road. Roadsides continued to be mowed during November. First snow was on November 16. Replaced flasher on truck. An on-going problem with a check engine light on the '18 Volvo is being addressed. Some work was done to comply for inspection on '09 Ford. Doors for garage and courthouse have been ordered. Expect 6-8 weeks for delivery. Installation and cost estimate - \$6,000. Currently getting 3 quotes for cost of new pickup truck.

No Code Officer Report.

Financial Reports were reviewed. Still have not received the CHIPS or state monies. Arnold Lobdell made the motion to accept these reports. Tim Crippen seconded. Roll Call: Arnold Lobdell - aye, Jim Otis - aye, Tim Crippen - aye, Paddy Wheeler - aye, Bill Wood - absent. Currently using savings to cover expenses.

Bank reconciliation reports were reviewed and on a motion by Arnold Lobdell and seconded by Paddy Wheeler, approved. Roll Call: Arnold Lobdell - aye, Jim Otis - aye, Tim Crippen - aye, Paddy Wheeler - aye, Bill Wood - absent.

Town Board attended the public hearing for the Burke Solar Project.

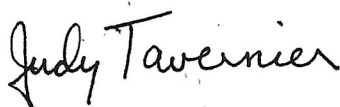
Town Clerk Judy Tavernier participated in the webinar today regarding Broadband availability in New York State.

No Public Comments.

Bills were paid.

A motion to adjourn at 7:35 P.M. was made by Jim Otis and seconded by Paddy Wheeler. Roll Call: Arnold Lobdell - aye, Jim Otis - aye, Tim Crippen - aye, Paddy Wheeler - aye, Bill Wood - absent.

Respectfully submitted,



Judy Tavernier, Town Clerk

Attachments:

Resolution #17 - Franklin County Hazard Mitigation Plan  
Resolution #18 - NYSLRS Participation and Affidavit

Town of Burke  
Town Board  
5165 State Route 11  
Burke, NY

**RESOLUTION #17**

WHEREAS, the Town of Burke, with the assistance from Friends of the North Country, has gathered information and prepared the Franklin County Multi-Jurisdictional Hazard Mitigation Plan and


WHEREAS, the Franklin County Multi-Jurisdictional Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

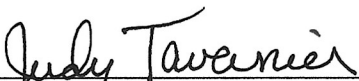
WHEREAS, the Town of Burke is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

WHEREAS, the Town of Burke has reviewed the Plan and affirms that the Plan will be updated no less than every five years;

NOW THEREFORE, BE IT RESOLVED by the Town Board that the Town of Burke, adopts the Franklin County Multi-Jurisdictional Hazard Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan and resolves to execute the actions in the Plan.

ADOPTED this 15 day of December 2022, at the meeting of the Town Board.

  
\_\_\_\_\_  
Town Supervisor

  
\_\_\_\_\_  
Town Clerk

Please type or print clearly  
in blue or black ink

Employer  
Location Code

Received Date

Resolution #18  
Employer Participation  
Resolution – Employees'  
Retirement System (ERS)

At a meeting of the \* Town Board of the Town of Burke held at Burke, New York,  
on December 15, 20 22, James Otis offered the following resolution:  
(person)

"BE IT RESOLVED: that the \* Town Board of the Town of Burke does hereby elect to participate as  
an employer in the New York State and Local Employees' Retirement System and approves inclusion of its officers and employees in  
such system, in accordance with any and all of the laws governing such participation as set forth in the Retirement and Social Security  
Law, as presently or hereafter amended, together with any administrative rule, regulation or directive governing the same."

\*\* The effective date of participation, which will be designated by NYSLRS, cannot be prior to the date this  
resolution is "filed" with the Comptroller. Documents mailed by the United States Postal Service registered or  
certified mail return receipt requested or express mail and ultimately received by the Retirement System will be  
considered received as of the postmark date.

STATE OF NEW YORK,

COUNTY OF Franklin } SS:

I, Judy Tavernier, clerk of the \* Town Board of the  
Town of Burke of the State of New York, do hereby certify that I have  
compared the foregoing with the original resolution passed by such Town Board, at a legally  
convened meeting held on the 15<sup>th</sup> day of December, 20 22 on file as part of  
the minutes of such meeting, and that the same is a true copy thereof and the whole of such original. I further certify that the full  
Town Board consists of 5 members, and that 4 of such members were  
present at such meeting and that 4 of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I have hereunto set my hand  
and the seal of the

Town of Burke  
(name of employer)

on this 15<sup>th</sup> day of December, 20 22

Judy Tavernier  
(signature of clerk)

\* Legislative body.

The resolution must be adopted by the legislative body and be approved by any other body or officer required by law to approve  
resolutions of such legislative body.

(Seal)





New York State and Local Retirement System

110 State Street, Albany, New York 12244-0001

Please type or print clearly  
in blue or black ink

Employer  
Location Code

Received Date

Affidavit of Chief Fiscal Officer of Town of Burke pursuant to Section 430  
of the Retirement and Social Security Law.

STATE OF NEW YORK,

COUNTY OF Franklin ) SS:

I, Timothy Crippen being duly sworn, deposes and says:

1. That (s)he is the chief fiscal officer of the Town of Burke.
2. That the regular fiscal year of said employer begins on 1/1/2022 and ends on 12/31/2022.
3. That the governing body of said participating employer has elected to make the following retirement benefit(s) available to its employees: Participation in the NYS & Local Employees' Retirement System.
4. That (s)he has been advised by the Retirement System that the estimated annual cost to the System of all obligations created by such benefit(s) is \$ 27,175.
5. That said sum has been appropriated in the budget for said fiscal year, and is available for such payment.
6. That payment of said sum will be made to the Retirement System during said fiscal year.

Signature of Chief Fiscal Officer

Timothy Crippen

ACKNOWLEDGEMENT TO BE COMPLETED BY A NOTARY PUBLIC

State of New York County of Franklin On the 15 day of December in the

year 2022 before me, the undersigned, personally appeared Timothy Crippen,  
personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose  
name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the  
same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or  
the person upon behalf of which the individual(s) acted, executed the instrument.

Judy Tavernier

NOTARY PUBLIC (Please sign and affix stamp)

JUDY TAVERNIER  
Notary Public, State of New York  
No. 01TA0023072  
Qualified in Franklin County  
Commission Expires April 12, 2023

