

REGULAR MEETING OF THE TOWN BOARD

**TOWN OF STEPHENTOWN
26 GRANGE HALL ROAD,
STEPHENTOWN, NEW YORK 12168
MARCH 16, 2026**

The Regular meeting of the Town Board, Town of Stephentown was called to order by *Supervisor P. Roder* at ____:____PM at the Town Hall.

MEMBERS PRESENT:

- () *Supervisor Philip (PJ) Roder*
- () *Council Diana Clark*
- () *Council Kyle Kidney*
- () *Council John E. DeFreest Jr.*
- () *Council Tammy Madden*
- () *Town Clerk Stephanie Hoffman*

OTHER TOWN OFFICIALS PRESENT:

- () *Alden Goodermote, Highway Superintendent*
- () *Jennifer VanDeusen, Assessor*
- () **LEGAL COUNSEL - Craig Crist**

A quorum () was () wasn't established.
____ from the Public were present

AUDIT OF CLAIMS:

- Claim #50-26 through #72-26 in the amount of **\$25,671.48 to be approved** from the **General Account**
- Claim #39-26 through # 51-26 in the amount of **\$28,823.94 to be approved** from the **Highway Account**
- For a **Total of \$54,495.42** and approved by the Town Board.

MOTION BY: _____ **SECONDED BY:** _____
VOTES OF: **AYE** **NAY**

Minutes of the **February 16, 2026, Regular Town Board Meeting** were approved by the Town Board as written.

MOTION BY: _____ **SECONDED BY:** _____
VOTES OF: **AYE** **NAY**

TOWN CLERKS REPORT: The Town Clerk turned over the sum of **\$692.26** to the Supervisor for the month of **FEBRUARY 2026**.

JUSTICE COURT REPORT: The distribution from the Office of the State Comptroller, Justice Court Fund to the Town of Stephentown for the month of **January 2026 was \$1,107.00**.

TRANSFER STATION REPORT: The Transfer Station deposited a total of \$_____.00 for the month of **January 2026**.

| | | |
|--------------|-------------------|----------------|
| Bags: \$ | C&D & Metal: \$ | Tires: \$ |
| Stickers: \$ | Propane Tanks: \$ | Appliances: \$ |

TRANSFER STATION REPORT: The Transfer Station deposited a total of \$_____.00 for the month of **February 2026**.

| | | |
|--------------|-------------------|----------------|
| Bags: \$ | C&D & Metal: \$ | Tires: \$ |
| Stickers: \$ | Propane Tanks: \$ | Appliances: \$ |

ACCOUNT TOTALS:

| | |
|--|--|
| GENERAL \$922,802.01 | HIGHWAY \$1,794,484.16 |
| GENERAL RESERVE FUND \$1,045,545.42 | HIGHWAY RESERVE FUND \$753,664.36 |
| BEACON ESCROW \$ 885.19 | BEACON ESCROW FOR PLANT (BOND) \$5,000 & \$70,000 |

MEETING OPEN TO PUBLIC COMMENT:

Reminders to All Participants who would like to speak: (this meeting is on Live Stream and is being recorded)

- Raise your hand prior to speaking
- Announce your name and the Town you reside in.
- There is a 3-to-5-minute window for each speaker per Resolution 1 of the fiscal year
- Any disruptive conduct will be addressed at any meeting if the Town Board is willfully disrupted by a person or by a group of persons so as to render the orderly conduct of the meeting impossible. The Chair (Town Supervisor) may recess the meeting or order the person, group or groups of persons willfully disrupting the meeting to leave the meeting or to be removed from the meeting. Disruptive conduct includes addressing the Board without first being recognized, not addressing the subject before the Board, repetitiously addressing the same subject, failing to relinquish the podium when requested to do so, or otherwise preventing the Board from conducting its business.

| Fire Department Report for | Feb. 2026 |
|--------------------------------------|------------------|
| EMS with Transport | |
| EMS without Transport | |
| Extrication of any type | |
| Motor Vehicle with injury | |
| Motor Vehicle no injury | |
| Search for lost person | |
| EMS unable to respond | |
| Mutual Aid given EMS | |
| Fire Mutual Aid given | |
| Fire Mutual Aid received | |
| Structure Fire | |
| Mobile Home Fire | |
| Chimney Fire CONTAINED | |
| Burner/Boiler Malfunction | |
| Vehicle Fire | |
| Brush Fire | |
| Outside Fire-trash, rubbish or other | |
| Hazardous Condition | |
| Carbon Monoxide activation | |
| Cover Assignment/Standby | |
| Good Intent | |
| Call Cancelled | |
| False Alarm MALICIOUS | |
| False Alarm – system malfunction | |
| Weather Wires Down | |
| Special Incident - other | |
| Monthly Total: YTD: | 33 Jan |

RESOLUTION # 33 OF 2026

RESOLUTION AUTHORIZING THE INSERTION OF INFORMATIONAL MATERIALS WITH TOWN TAX BILLS

WHEREAS, the Town Board adopted Local Law No. 1 of the Year 2026 entitled "A Local Law to Allow the Insertion of Informational Materials In Certain Tax Bills Mailed By The Town of Stephentown"

WHEREAS, said local law authorizes the insertion of a notice, circular, pamphlet, card, handbill or other enclosure concerning a matter of public concern, but excluding any and all material that is political in nature, is propoganda, or is any type of commercial advertising provided same is further authorized by resolution of this Board;

NOW THEREFORE BE IT RESOLVED THAT the following are the only authorized Insertions per said law: notices relating to Tax Collector, such as key dates for payment, office hours, phone numbers, email and related contact information as well as Town Board notices, permits fees and charges payable to the Town. No materials that are political in nature, are propoganda, or are any type of commercial advertising provided same is authorized.

MOTION BY: _____ **SECONDED BY:** _____
VOTES OF: **AYE** **NAY**

RESOLUTION # 34 OF 2026

OPENING OF SEALED LAWN MOWING BIDS FOR 2026

WHEREAS: the Town Board requested sealed BIDs for the 2026 Lawn Mowing at the Town Park and the Town Hall, and

WHEREAS: the Town Clerk's Office received _____ sealed BIDs by March 16, 2026, at 7:00PM from:

1. _____ for the amount of \$ _____ / month for the Town Hall AND \$ _____ / month for the Town Park.
2. _____ for the amount of \$ _____ / month for the Town Hall AND \$ _____ / month for the Town Park.
3. _____ for the amount of \$ _____ / month for the Town Hall AND \$ _____ / month for the Town Park.

now therefore be it

RESOLVED: that the Town Board would like to award the 2026 Lawn Mowing to _____ for the amount of \$ _____ / month for the Town Hall AND \$ _____ / month for the Town Park.

MOTION BY: _____ **SECONDED BY:** _____
VOTES OF: **AYE** **NAY**

RESOLUTION # 35 OF 2026

A RESOLUTION ACCEPTING THE RESIGNATION OF THE HONORABLE CYRIL GRANT AS TOWN JUSTICE

WHEREAS, the Honorable Cyril Grant has served the Town of Stephentown in the capacity of Town Justice; and

WHEREAS, the Honorable Cyril Grant has submitted his resignation from the position of Town Justice to the Town Clerk, effective _____, 2026; and

WHEREAS, the Town Board of the Town of Stephentown wishes to formally acknowledge and accept said resignation.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Stephentown hereby accepts the resignation of the Honorable Cyril Grant from the position of Town Justice, effective _____, 2026; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Clerk to report such resignation to the required agencies.

MOTION BY:

SECONDED BY:

VOTES OF:

AYE NAY

RESOLUTION # 36 OF 2026

CALLING FOR A SPECIAL MEEETING TO BE HELD ON APRIL 6, 2026 FOR THE PURPOSE OF FILLING AN EXPECTED VACANCY IN THE OFFICE OF THE TOWN JUSTICE

WHEREAS, the Town Board advises that Hon. Cyril Grant will be resigning his position as Town Justice;

WHEREAS, there is the need to fill that position;

NOW THEREFORE BE IT RESOLVED THAT the Town Board, at the request of the Town Supervisor, hereby calls for a special meeting of the Town Board to be held on April 6, 2026, at 7:00 p.m. at Town Hall for the purpose of considering the appointment to fill the expected vacancy of Town Justice, presently held by the Hon. Cyril Grant.

MOTION BY:

SECONDED BY:

VOTES OF:

AYE NAY

RESOLUTION # 37 OF 2026

THE TOWN BOARD OF THE TOWN OF STEPHENTOWN RE-AUTHORIZING EXECUTION OF GENERAL RELEASE AND INDEMNITY AGREEMENT WITH THE STEPHENTOWN TRAIL RIDERS ASSOCIATION

WHEREAS, this Board authorized the execution of a General Release and Indemnity Agreement with the Stephentown Trail Riders Association at the February 16, 2026 meeting;

WHEREAS, the tendered insurance certificate received after the meeting required a slight addition to that agreement;

NOW THEREFORE BE IT RESOLVED THAT the Town Board authorizes and re-authorizes the Town Supervisor to execute the General Release and Indemnity Agreement and hereby ratifies any prior execution thereof.

MOTION BY:

SECONDED BY:

VOTES OF:

AYE NAY

RESOLUTION # 38 OF 2026

AUTHORIZING EXECUTION OF A REVISED ESCROW AGREEMENT WITH STEPHENTOWN I, LLC.

WHEREAS, Stephentown I, LLC has made application to establish a community solar farm on a portion of the Deyo property on West Road;

WHEREAS, the Town Zoning Board of Appeals and Town Planning Board will need the assistance of an engineer for the review of the proposed project;

WHEREAS, following the authorization at the February 16, 2026 meeting Stephentown I, LLC and the Town have engaged in additional discussions as to desired revisions to the authorized Escrow Agreement.

NOW THEREFORE BE IT RESOLVED THAT following review by counsel, the Town Supervisor is hereby authorized to execute the revised Escrow Agreement with Stephentown I, LLC as approved by the Attorney for the Town.

MOTION BY:

SECONDED BY:

VOTES OF:

AYE NAY

THE TOWN BOARD OF THE TOWN OF STEPHENTOWN AUTHORIZING EXECUTION OF LETTER OF CONSENT OR NO OBJECTION TO STEPHENTOWN TRAIL RIDERS ASSOCIATION ENTERING INTO LICENSE AGREEMENT WITH NIAGARA MOHAWK POWER CORPORATION

WHEREAS, the Stephentown Trail Riders Association desires to enter into a License Agreement with Niagara Mohawk Power Corporation that Niagara Mohawk Power Corporation will not enter into unless the Town sends a letter of nonobjection thereto;

WHEREAS, the Town has authorized and directed the entry into a General Release and Indemnity Agreement between the Town and the aforementioned Association;

NOW THEREFORE BE IT RESOLVED THAT the Town Board authorizes and directs the Town Supervisor to execute a letter of no objection to the Stephentown Trail Riders Association entering into a License Agreement with Niagara Mohawk Power Corporation but only after (1) the aforementioned Association executed the aforementioned General Release and Indemnity Agreement and tendered the required insurance certificate; and (2) the Town’s local law allowing usage of certain town highways for snowmobile activities is enacted and filed with the New York State Department of State.

MOTION BY:

SECONDED BY:

VOTES OF:

AYE NAY

MOTION TO ADJOURN AT ____:____ PM

MOTION BY:

SECONDED BY:

VOTES OF:

AYE

NAY

The next **Regular Meeting of the Town Board, Town of Stephentown will be held on **Monday, March 16, 2026**, directly after the closing of the Public Hearings noted above, at the Town Hall located at 26 Grange Hall Road, Stephentown, NY 12168.

Stephanie M. Hoffman

Town Clerk

Audit Date: 03/16/2026 **Fund:** General Fund **Year:** 2026 **Abstract:** 3

| Vchr # | Vendor | Vchr Amount | Acct. # | Amount | PD | Check # | Invoice # | Check Amount |
|-----------|-------------------------------------|-------------|---------|--------|----|---------|-----------|--------------|
| <u>50</u> | 21st Century Media Ny - Troy Record | \$177.81 | | | N | | | |

A6410.4 \$177.81 14678

Memo: 6 legal notices - Lawn BIDs, public hearing notice, and 4 local law adoption notices

Total: \$177.81

| | | | | | | | | |
|-----------|------------------|----------|--|--|---|--|--|--|
| <u>51</u> | Alden Goodermote | \$109.29 | | | N | | | |
|-----------|------------------|----------|--|--|---|--|--|--|

A5132.2 \$109.29

Memo: Cord and receptacle for welder

Total: \$109.29

| | | | | | | | | |
|-----------|-------------------------|---------|--|--|---|--|--|--|
| <u>52</u> | Atlantic Tactical, Inc. | \$50.46 | | | N | | | |
|-----------|-------------------------|---------|--|--|---|--|--|--|

A3120.4 \$50.46 INV75-5248

Memo: OC Defense Spray

Total: \$50.46

| | | | | | | | | |
|-----------|---------------|------------|--|--|---|--|--|--|
| <u>53</u> | Card Services | \$1,380.08 | | | N | | | |
|-----------|---------------|------------|--|--|---|--|--|--|

A5132.4 \$42.99

Memo: Garage - paper towels

A1670.4 \$179.88

Memo: Website hosting services for .gov site

A1355.4 \$108.79

Memo: Assessor - envelopes

A1620.4 \$109.36

Memo: Town Hall - lock spray, paper towels and garbage bags for hall cleaning

A1410.4 \$194.54

Memo: Town Clerk - power cords, extension cords and meeting notebooks

A8020.2 \$500.00

Memo: Planning/ZBA shared meeting digital notebook & case

A8010.4 \$244.52

Memo: Planning/ZBA shared meeting digital notebook & case

Total: \$1,380.08

Town of Stephentown

Audit Date: 03/16/2026 **Fund:** General Fund **Year:** 2026 **Abstract:** 3

| <u>Vchr #</u> | <u>Vendor</u> | <u>Vchr Amount</u> | <u>Acct. #</u> | <u>Amount</u> | <u>PD</u> | <u>Check #</u> | <u>Invoice #</u> | <u>Check Amount</u> |
|---------------|--|--------------------|----------------|---------------|-----------|----------------|------------------|---------------------|
| <u>54</u> | Consolidated Communications | \$663.24 | | | N | | | |
| | Memo: Garage | | A5132.4 | \$113.12 | | | | |
| | Memo: Transfer Station | | A8160.4 | \$38.60 | | | | |
| | Memo: Court | | A1110.4 | \$88.65 | | | | |
| | Memo: Town Clerk | | A1410.4 | \$60.41 | | | | |
| | Memo: Tax Collector | | A1330.4 | \$60.41 | | | | |
| | Memo: Code Enforcement | | A3620.4 | \$60.41 | | | | |
| | Memo: Council | | A1010.4 | \$60.41 | | | | |
| | Memo: Supervisor | | A1220.4 | \$60.41 | | | | |
| | Memo: Assessor | | A1355.4 | \$60.41 | | | | |
| | Memo: Town Hall | | A1620.4 | \$60.41 | | | | |
| | | | | Total: | | | | \$663.24 |
| <u>55</u> | De Lage Landen Financial Services, INC. | \$100.18 | | | N | | | |
| | Memo: Coper Lease payment | | A1620.4 | \$100.18 | | | 595540906 | |
| | | | | Total: | | | | \$100.18 |
| <u>56</u> | ERCSWMA(154) | \$6,244.13 | | | N | | | |
| | Memo: January tipping and hauling fees at Transfer Station | | A8160.4 | \$6,244.13 | | | 1760 | |
| | | | | Total: | | | | \$6,244.13 |
| <u>57</u> | ERCSWMA(154) | \$3,819.37 | | | N | | | |
| | Memo: February tipping and hauling fees from transfer station (received a recycling credit for 2025 of \$1,058.18) | | A8160.4 | \$3,819.37 | | | 1771 | |
| | | | | Total: | | | | \$3,819.37 |

Town of Stephentown

Audit Date: 03/16/2026 **Fund:** General Fund **Year:** 2026 **Abstract:** 3

| <u>Vchr #</u> | <u>Vendor</u> | <u>Vchr Amount</u> | <u>Acct. #</u> | <u>Amount</u> | <u>PD</u> | <u>Check #</u> | <u>Invoice #</u> | <u>Check Amount</u> |
|---------------|---|--------------------|----------------|---------------|------------|----------------|------------------|---------------------|
| <u>58</u> | Girvin & Ferlazzo, PC | \$460.00 | | | N | | | |
| | | | A1420.4 | \$460.00 | | | | |
| | Memo: Legal services for January 2026 | | | | | | | |
| | | | | Total: | \$460.00 | | | |
| <u>59</u> | Joseph P. Mangione, Inc. | \$285.00 | | | N | | | |
| | | | A1620.4 | \$285.00 | | | 533012 | |
| | Memo: Service call on broken locks at town hall | | | | | | | |
| | | | | Total: | \$285.00 | | | |
| <u>60</u> | Kathleen A. Olson | \$360.00 | | | N | | | |
| | | | A1620.4 | \$360.00 | | | | |
| | Memo: Hall cleaning services for February | | | | | | | |
| | | | | Total: | \$360.00 | | | |
| <u>61</u> | Law Offices of Craig M. Crist PLLC | \$2,588.50 | | | N | | | |
| | | | A1420.4 | \$2,588.50 | | | 02-2026 | |
| | Memo: General legal services for February | | | | | | | |
| | | | | Total: | \$2,588.50 | | | |
| <u>62</u> | Legenbauer Gas And Oil Co. | \$1,316.31 | | | N | | | |
| | | | A1620.4 | \$576.49 | | | | |
| | Memo: Town Hall: 386.8 gals of LP (invoices: 51006 & 56698) | | | | | | | |
| | | | A5132.4 | \$739.82 | | | | |
| | Memo: Garage: 521 gals of LP (invoice: 51926) | | | | | | | |
| | | | | Total: | \$1,316.31 | | | |
| <u>63</u> | Legenbauer Gas And Oil Co. | \$2,761.64 | | | N | | | |
| | | | A5132.4 | \$2,761.64 | | | | |
| | Memo: Garage: 676.7 gals of kerosene (invoices: 50913 & 836365) | | | | | | | |
| | | | | Total: | \$2,761.64 | | | |
| <u>64</u> | Madsen Overhead Doors[66] | \$2.00 | | | N | | | |
| | | | A5132.4 | \$2.00 | | | 148538 | |
| | Memo: Balance owed from previous bill. | | | | | | | |
| | | | | Total: | \$2.00 | | | |
| <u>65</u> | Maureen Seel | \$500.00 | | | N | | | |
| | | | A1220.4 | \$500.00 | | | | |
| | Memo: 2025 Annaul reporting and research for State Comptroller | | | | | | | |
| | | | | Total: | \$500.00 | | | |

Town of Stephentown

Audit Date: 03/16/2026 **Fund:** General Fund **Year:** 2026 **Abstract:** 3

| <u>Vchr #</u> | <u>Vendor</u> | <u>Vchr Amount</u> | <u>Acct. #</u> | <u>Amount</u> | <u>PD</u> | <u>Check #</u> | <u>Invoice #</u> | <u>Check Amount</u> |
|---------------|--|--------------------|----------------|---------------|------------|----------------|------------------|---------------------|
| <u>66</u> | Michelina Wojton | \$750.00 | | | N | | | |
| | | | A1110.4.6 | \$750.00 | | | | |
| | Memo: February Pre-trial services | | | | | | | |
| | | | | Total: | \$750.00 | | | |
| <u>67</u> | NYSEG(75) | \$1,253.85 | | | N | | | |
| | | | A1620.4 | \$360.10 | | | | |
| | Memo: Town Hall | | | | | | | |
| | | | A5132.4 | \$355.63 | | | | |
| | Memo: Garage | | | | | | | |
| | | | A5182.4 | \$352.52 | | | | |
| | Memo: Street Lights | | | | | | | |
| | | | A8160.4 | \$185.60 | | | | |
| | Memo: Transfer Station | | | | | | | |
| | | | | Total: | \$1,253.85 | | | |
| <u>68</u> | Solutions By Design | \$910.30 | | | N | | | |
| | | | A1670.4 | \$910.30 | | | | |
| | Memo: Tech support and services for .gov transition and microsoft 365 accounts (invoices: 65361 & 65494) | | | | | | | |
| | | | | Total: | \$910.30 | | | |
| <u>69</u> | Staples | \$891.34 | | | N | | | |
| | | | A1110.4 | \$891.34 | | | | |
| | Memo: Court - office supplies (invoices: 6053753725 & 6053310240) | | | | | | | |
| | | | | Total: | \$891.34 | | | |
| <u>70</u> | Stephanie Hoffman | \$142.00 | | | N | | | |
| | | | A1410.4 | \$142.00 | | | | |
| | Memo: Mileage | | | | | | | |
| | | | | Total: | \$142.00 | | | |
| <u>71</u> | Teamster Local 294 Health & Welfare Fund | \$843.00 | | | N | | | |
| | | | A9060.8 | \$843.00 | | | 052026 | |
| | Memo: May health prems for highway superintendant | | | | | | | |
| | | | | Total: | \$843.00 | | | |

Town of Stephentown

Audit Date: 03/16/2026 **Fund:** General Fund **Year:** 2026 **Abstract:** 3

| <u>Vchr #</u> | <u>Vendor</u> | <u>Vchr Amount</u> | <u>Acct. #</u> | <u>Amount</u> | <u>PD</u> | <u>Check #</u> | <u>Invoice #</u> | <u>Check Amount</u> |
|----------------|-----------------------------------|--------------------|----------------|--------------------|-----------|----------------|------------------|---------------------|
| <u>72</u> | Verizon Wireless | \$62.98 | | | N | | | |
| | | | A1220.4 | \$31.49 | | | | |
| | Memo: Supervisor mobile services | | | | | | | |
| | | | A3510.4 | \$31.49 | | | | |
| | Memo: Dog Control mobile services | | | | | | | |
| | | | | Total: | | \$62.98 | | |
| TOTALS: | | \$25,671.48 | | \$25,671.48 | | | | \$0.00 |

Abstract Certification:

To the Supervisor:

I certify that the vouchers listed above were audited by the Town Board on the above date and allowed in the amount shown. You are hereby authorized and directed to pay each of the claimants.

Town Clerk: Stephanie M. Hoffman Date

Philip J. Roder, Town Supervisor

Diana Clark, Town Council

Tammy Madden, Town Council

Kyle Kidney, Town Council

John E. DeFreest Jr., Town Council

Town of Stephentown

Audit Date: 03/16/2026 Fund: Highway Fund Year: 2026 Abstract: 3

| Vchr # | Vendor | Vchr Amount | Acct. # | Amount | PD | Check # | Invoice # | Check Amount |
|-----------|---|-------------|----------|------------|----|---------|-----------|--------------|
| <u>39</u> | Apalachee | \$2,596.91 | | | N | | | |
| | | | DA5142.4 | \$2,596.91 | | | 83435 | |
| | Memo: 37.62 ton of road salt | | | | | | | |
| | | | Total: | \$2,596.91 | | | | |
| <u>40</u> | Averill Park Auto (539) | \$694.15 | | | N | | | |
| | | | DA5142.4 | \$694.15 | | | | |
| | Memo: February invoices for supplies | | | | | | | |
| | | | Total: | \$694.15 | | | | |
| <u>41</u> | Chemung Supply (18) | \$5,292.50 | | | N | | | |
| | | | DA5142.4 | \$5,292.50 | | | 41887 | |
| | Memo: Cutting edges for plows | | | | | | | |
| | | | Total: | \$5,292.50 | | | | |
| <u>42</u> | Cintas Corp. #617 | \$361.10 | | | N | | | |
| | | | DA5142.4 | \$361.10 | | | FEB2026 | |
| | Memo: February uniform services | | | | | | | |
| | | | Total: | \$361.10 | | | | |
| <u>43</u> | Corporate Billing LLC, Allegiance Trucks | \$4,787.89 | | | N | | | |
| | | | DA5142.4 | \$4,787.89 | | | JAN2026 | |
| | Memo: January invoices for truck services and repairs | | | | | | | |
| | | | Total: | \$4,787.89 | | | | |
| <u>44</u> | Country Squire Supply [692] | \$28.15 | | | N | | | |
| | | | DA5142.4 | \$28.15 | | | | |
| | Memo: Bushing, hammer, nails, nuts, bolts and screws | | | | | | | |
| | | | Total: | \$28.15 | | | | |
| <u>45</u> | Douglas Griswold | \$113.50 | | | N | | | |
| | | | DA9060.8 | \$113.50 | | | | |
| | Memo: Supplemental Reimbursement | | | | | | | |
| | | | Total: | \$113.50 | | | | |
| <u>46</u> | James Hoffman | \$200.00 | | | N | | | |
| | | | DA5110.4 | \$200.00 | | | | |
| | Memo: 2026 Boot Allowance | | | | | | | |
| | | | Total: | \$200.00 | | | | |

Stephanie Wagar

Audit Date: 03/16/2026 Fund: Highway Fund Year: 2026 Abstract: 3

| Vchr # | Vendor | Vchr Amount | Acct. # | Amount | PD | Check # | Invoice # | Check Amount |
|-----------|---|-------------|----------|-------------|----|---------|-----------|--------------|
| <u>47</u> | Legenbauer Gas And Oil Co. | \$5,726.32 | | | N | | | |
| | | | DA5142.4 | \$5,726.32 | | | | |
| | Memo: 1585.1 gals of On-Road Diesel (invoices: 50912 & 56326) | | | | | | | |
| | | | Total: | \$5,726.32 | | | | |
| <u>48</u> | Polsinello Fuels Inc. | \$1,614.48 | | | N | | | |
| | | | DA5142.4 | \$1,614.48 | | | 296051 | |
| | Memo: Hydraulic & Motor Oil | | | | | | | |
| | | | Total: | \$1,614.48 | | | | |
| <u>49</u> | Red Barn Performance | \$1,500.00 | | | N | | | |
| | | | DA5142.4 | \$1,500.00 | | | 859 | |
| | Memo: Service on trucks | | | | | | | |
| | | | Total: | \$1,500.00 | | | | |
| <u>50</u> | Teamster Local 294 Health & Welfare Fund | \$5,052.00 | | | N | | | |
| | | | DA9060.8 | \$5,052.00 | | | MAY2026 | |
| | Memo: May health prems for 3 highway employees | | | | | | | |
| | | | Total: | \$5,052.00 | | | | |
| <u>51</u> | Troy Sand & Gravel(443) | \$856.94 | | | N | | | |
| | | | DA5142.4 | \$856.94 | | | | |
| | Memo: 61.21 ton of stone and crusherrun (invoices: INVTSG8746 & INVTSG8747) | | | | | | | |
| | | | Total: | \$856.94 | | | | |
| TOTALS: | | \$28,823.94 | | \$28,823.94 | | | | \$0.00 |

Abstract Certification:

To the Supervisor:

I certify that the vouchers listed above were audited by the Town Board on the above date and allowed in the amount shown. You are hereby authorized and directed to pay each of the claimants.

Town Clerk: Stephanie M. Hoffman

Date

Philip J. Roder, Town Supervisor

Diana Clark, Town Council

Tammy Madden, Town Council

Kyle Kidney, Town Council

John E. DeFreest Jr., Town Council

3:05:54 PM

Town of Stephentown

Stephanie Wagar

Report of Vouchers By: Year: ~~2026~~ Abstract: 3

| Voucher # | Fund | Amount | Amt. Unpaid | Vendor |
|----------------|--------------|--------------------|--------------------|--|
| 50 | General Fund | \$177.81 | \$177.81 | 21st Century Media Ny - Troy Record |
| 51 | General Fund | \$109.29 | \$109.29 | Alden Goodermote |
| 52 | General Fund | \$50.46 | \$50.46 | Atlantic Tactical, Inc. |
| 53 | General Fund | \$1,380.08 | \$1,380.08 | Card Services |
| 54 | General Fund | \$663.24 | \$663.24 | Consolidated Communications |
| 55 | General Fund | \$100.18 | \$100.18 | De Lage Landen Financial Services, INC. |
| 56 | General Fund | \$6,244.13 | \$6,244.13 | ERCSWMA(154) |
| 57 | General Fund | \$3,819.37 | \$3,819.37 | ERCSWMA(154) |
| 58 | General Fund | \$460.00 | \$460.00 | Girvin & Ferlazzo, PC |
| 59 | General Fund | \$285.00 | \$285.00 | Joseph P. Mangione, Inc. |
| 60 | General Fund | \$360.00 | \$360.00 | Kathleen A. Olson |
| 61 | General Fund | \$2,588.50 | \$2,588.50 | Law Offices of Craig M. Crist PLLC |
| 62 | General Fund | \$1,316.31 | \$1,316.31 | Legenbauer Gas And Oil Co. |
| 63 | General Fund | \$2,761.64 | \$2,761.64 | Legenbauer Gas And Oil Co. |
| 64 | General Fund | \$2.00 | \$2.00 | Madsen Overhead Doors[66] |
| 65 | General Fund | \$500.00 | \$500.00 | Maureen Seel |
| 66 | General Fund | \$750.00 | \$750.00 | Michelina Wojton |
| 67 | General Fund | \$1,253.85 | \$1,253.85 | NYSEG(75) |
| 68 | General Fund | \$910.30 | \$910.30 | Solutions By Design |
| 69 | General Fund | \$891.34 | \$891.34 | Staples |
| 70 | General Fund | \$142.00 | \$142.00 | Stephanie Hoffman |
| 71 | General Fund | \$843.00 | \$843.00 | Teamster Local 294 Health & Welfare Fund |
| 72 | General Fund | \$62.98 | \$62.98 | Verizon Wireless |
| 39 | Highway Fund | \$2,596.91 | \$2,596.91 | Apalachee |
| 40 | Highway Fund | \$694.15 | \$694.15 | Averill Park Auto (539) |
| 41 | Highway Fund | \$5,292.50 | \$5,292.50 | Chemung Supply (18) |
| 42 | Highway Fund | \$361.10 | \$361.10 | Cintas Corp. #617 |
| 43 | Highway Fund | \$4,787.89 | \$4,787.89 | Corporate Billing LLC, Allegiance Trucks |
| 44 | Highway Fund | \$28.15 | \$28.15 | Country Squire Supply [692] |
| 45 | Highway Fund | \$113.50 | \$113.50 | Douglas Griswold |
| 46 | Highway Fund | \$200.00 | \$200.00 | James Hoffman |
| 47 | Highway Fund | \$5,726.32 | \$5,726.32 | Legenbauer Gas And Oil Co. |
| 48 | Highway Fund | \$1,614.48 | \$1,614.48 | Polsinello Fuels Inc. |
| 49 | Highway Fund | \$1,500.00 | \$1,500.00 | Red Barn Performance |
| 50 | Highway Fund | \$5,052.00 | \$5,052.00 | Teamster Local 294 Health & Welfare Fund |
| 51 | Highway Fund | \$856.94 | \$856.94 | Troy Sand & Gravel(443) |
| Totals: | | \$54,495.42 | \$54,495.42 | |

REGULAR MEETING OF THE TOWN BOARD

**TOWN OF STEPHENTOWN
26 GRANGE HALL ROAD,
STEPHENTOWN, NEW YORK 12168
FEBRUARY 16, 2026**

The Regular meeting of the Town Board, Town of Stephentown was called to order by *Supervisor P. Roder* at **7:06PM** at the Town Hall.

MEMBERS PRESENT:

(X) Supervisor Philip (PJ) Roder
() Council Diana Clark
(X) Council Kyle Kidney
(X) Council John E. DeFreest Jr.
(X) Council Tammy Madden
(X) Town Clerk Stephanie Hoffman

OTHER TOWN OFFICIALS PRESENT:

(X) Alden Goodermote, Highway Superintendent
(X) Jennifer VanDeusen, Assessor

(X) LEGAL COUNSEL – Craig Crist

A quorum was established.

4 from the Public were present

AUDIT OF CLAIMS:

- Claim #26-26 through #49-26 in the amount of **\$25,546.65 to be approved** from the **General Account**
- Claim #19-26 through #38-26 in the amount of **\$60,140.04 to be approved** from the **Highway Account**
- For a **Total of \$85,686.69** and approved by the Town Board.

MOTION BY: KIDNEY

SECONDED BY: DEFREEST JR.

VOTES OF: 4 AYE

0 NAY

Minutes of the **2026 Town Organizational Meeting held on January 5, 2026** were approved by the Town Board as written.

MOTION BY: KIDNEY

SECONDED BY: MADDEN

VOTES OF: 4 AYE 0 NAY

Minutes of the **January 19, 2026, Public Hearing – Local Law 1 of 2026 establishing a fee for delinquent tax notices** were approved by the Town Board as written.

MOTION BY: DEFREEST JR.

SECONDED BY: MADDEN

VOTES OF: 3 AYE 0 NAY 1 ABSTAINED (RODER)

Minutes of the **January 19, 2026, Public Hearing – Local Law 2 of 2026 allowing Insertion of Informational Materials in certain tax bills** were approved by the Town Board as written.

MOTION BY: KIDNEY

SECONDED BY: MADDEN

VOTES OF: 3 AYE 0 NAY 1 ABSTAINED (RODER)

Minutes of the **January 19, 2026, Public Hearing – Local Law 3 of 2026 Amending local law number 2 of the year 2022 the Tax Exemption for senior citizens** were approved by the Town Board as written.

MOTION BY: MADDEN

SECONDED BY: DEFREEST JR.

VOTES OF: 3 AYE 0 NAY 1 ABSTAINED (RODER)

Minutes of the **January 19, 2026, Public Hearing – Local Law 4 of 2026 Amending local law number 3 of the year 2022 the Tax Exemption for citizens with disabilities** were approved by the Town Board as written.

MOTION BY: KIDNEY

SECONDED BY: MADDEN

VOTES OF: 3 AYE 0 NAY 1 ABSTAINED (RODER)

Minutes of the **January 19, 2026, Regular Town Board Meeting** were approved by the Town Board as written.

MOTION BY: DEFREEST JR.

SECONDED BY: MADDEN

VOTES OF: 3 AYE 0 NAY 1 ABSTAINED (RODER)

RESOLUTION # 25 OF 2026 A RESOLUTION BY THE STEPHENTOWN TOWN BOARD APPOINTING ROLAND BARTH AS CHAIRMAN OF THE TOWN ZONING BOARD OF APPEALS

WHEREAS, the members of the Zoning Board of Appeals desire that Roland Barth be appointed as Chairman of the Zoning Board of Appeals;

WHEREAS, Mr. Barth, who has previously served in this position with distinction, is desirous of serving in that role;

NOW THEREFORE BE IT RESOLVED THAT Roland Barth is hereby appointed as Chairman of the Town Zoning Board of Appeals

MOTION BY: DEFREEST JR. SECONDED BY: MADDEN
VOTES OF: 4 AYE 0 NAY

RESOLUTION # 26 OF 2026 A RESOLUTION BY THE STEPHENTOWN TOWN BOARD APPOINTING DERRICK GARDNER AS CHAIRMAN OF THE TOWN ZONING BOARD OF APPEALS

WHEREAS, the members of the Planning Board desire that Derrick Gardner continue in the role as Chairman of the Planning Board;

WHEREAS, Mr. Gardner, who has served in this position with distinction in the past, is desirous of continuing to serve in that role;

NOW THEREFORE BE IT RESOLVED THAT Derrick Gardner is hereby appointed as Chairman of the Town Planning Board.

MOTION BY: KIDNEY SECONDED BY: DEFREEST JR.
VOTES OF: 4 AYE 0 NAY

RESOLUTION # 27 OF 2026 A RESOLUTION BY THE STEPHENTOWN TOWN BOARD AUTHORIZING EXECUTION OF RETENTION AGREEMENT WITH AZAR DESIGN CO., ARCHITECTURE, ENGINEERING AND SURVEYING, PC

WHEREAS, Stephentown I, LLC has submitted certain application materials seeking to establish a community solar farm on a portion of the Deyo property on West Road;

WHEREAS, the Town Zoning Board of Appeals and Town Planning Board will need the assistance of an engineer for the review of the proposed project;

NOW THEREFORE BE IT RESOLVED THAT following review by counsel, the Town Supervisor is hereby authorized to execute a retention agreement with Azar Design Co., Architecture, Engineering and Surveying, PC to provide engineering services to the Town Zoning Board of Appeals and Town Planning Board.

MOTION BY: MADDEN SECONDED BY: DEFREEST JR.
VOTES OF: 4 AYE 0 NAY

RESOLUTION # 28 OF 2026 A RESOLUTION BY THE STEPHENTOWN TOWN BOARD AUTHORIZING EXECUTION OF AN ESCROW AGREEMENT WITH NY STEPHENTOWN I, LLC

WHEREAS, NY Stephentown I, LLC has submitted certain application materials seeking to establish a community solar farm on a portion of the Deyo property on West Road;

WHEREAS, the Town's laws require that such developer cover the legal and engineering review costs;

NOW THEREFORE BE IT RESOLVED THAT the Town Supervisor is hereby authorized to execute the attached an escrow agreement with NY Stephentown I, LLC.

MOTION BY: DEFREEST JR. SECONDED BY: KIDNEY
VOTES OF: 4 AYE 0 NAY

RESOLUTION # 29 OF 2026 A RESOLUTION BY THE STEPHENTOWN TOWN BOARD CALLING FOR A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED "TOWN OF STEPHENTOWN LOCAL LAW NO. 5 OF THE YEAR 2026 OPENING CERTAIN ROADS FOR SNOWMOBILES IN THE TOWN OF STEPHENTOWN"

WHEREAS, the Town Board has commissioned the drafting of a local law to open certain portions of town highways to snowmobiles subject to the terms and restrictions set forth therein;

NOW THEREFORE BE IT RESOLVED THAT the Town Board hereby directs that a public hearing be held on March 16, 2026 at 7:00 p.m. at Town Hall, 26 Grange Hall Road, Stephentown, NY 12168, and the Town Clerk is hereby authorized to publish a notice of public hearing, to hear any and all persons either for or against a proposed local law entitled: "Town of Stephentown Local Law No. 5 of the Year 2026 Opening Certain Roads for Snowmobiles in the Town of Stephentown"

MOTION BY: KIDNEY SECONDED BY: MADDEN
VOTES OF: 4 AYE 0 NAY

Supervisor Roder and Legal Counsel Crist explain that this proposed local law is to supersede resolution 23 of 2007 which should have been a local law.

RESOLUTION # 30 OF 2026 A RESOLUTION BY THE STEPHENTOWN TOWN BOARD AMENDING RESOLUTION 58 of 2025 AUTHORIZING THE PURCHASE OF A NEW MOWING TRACTOR WITH A RIGHT-HAND SIDE FAIL MOWER

WHEREAS, the Town Highway Superintendent has requested the Town Board to purchase a new mowing tractor with a right-hand side fail mower under the Sourcewell contract #032525-AG1, and;

WHEREAS, the Town Board has reviewed the request and wishes to move forward with the purchase of said item;

NOW THEREFORE BE IT RESOLVED THAT the Town Board hereby authorizes the Town Highway Superintendent to proceed with the purchase of a John Deere 5105M Tractor with a 75" standard cut right side fail mower for the price of \$141,234.95 from Tiger Corporation, located at 3301 North Louise Ave., Sioux Falls, South Dakota 57107, with delivery to be three or four months from the time of purchase.

MOTION BY: MADDEN SECONDED BY: DEFREEST JR.
VOTES OF: 4 AYE 0 NAY

RESOLUTION # 31 OF 2026 THE TOWN BOARD OF THE TOWN OF STEPHENTOWN AUTHORIZING EXECUTION OF GENERAL RELEASE AND INDEMNITY AGREEMENT WITH THE STEPHENTOWN TRAIL RIDERS ASSOCIATION

WHEREAS, the Stephentown Trail Riders Association desires to enter into a Trail License with Niagara Mohawk Power Corporation that Niagara Mohawk Power Corporation will not enter into unless the Town consents/does not object thereto;

WHEREAS, that Association is also desirous of the Town passing a local law to allow the usage of the same town highways as was allowed in Resolution 23-07 and the Town Board desires to have a written agreement providing for certain protections in favor of the Town;

NOW THEREFORE BE IT RESOLVED THAT the Town Board authorizes the Town Supervisor to execute the General Release and Indemnity Agreement with the Stephentown Trail Riders Association that has been drafted and provided to the Town Board when the Town receives the updated Certificate of Insurance.

MOTION BY: DEFREEST JR. SECONDED BY: MADDEN
VOTES OF: 4 AYE 0 NAY

THE TOWN BOARD OF THE TOWN OF STEPHENTOWN AUTHORIZING EXECUTION OF LETTER OF CONSENT OR NO OBJECTION TO STEPHENTOWN TRAIL RIDERS ASSOCIATION ENTERING INTO LICENSE AGREEMENT WITH NIAGARA MOHAWK POWER CORPORATION

WHEREAS, the Stephentown Trail Riders Association desires to enter into a License Agreement with Niagara Mohawk Power Corporation that Niagara Mohawk Power Corporation will not enter into unless the Town sends a letter of nonobjection thereto;

WHEREAS, the Town has authorized and directed the entry into a General Release and Indemnity Agreement between the Town and the aforementioned Association;

NOW THEREFORE BE IT RESOLVED THAT the Town Board authorizes and directs the Town Supervisor to execute a letter of no objection to the Stephentown Trail Riders Association entering into a License Agreement with Niagara Mohawk Power Corporation but only after (1) the aforementioned Association executed the aforementioned General Release and Indemnity Agreement and tendered the required insurance certificate; and (2) the Town’s local law allowing usage of certain town highways for snowmobile activities is enacted and filed with the New York State Department of State.

MOTION BY: RODER **SECONDED BY: MADDEN**
VOTES OF: 4 AYE 0 NAY

Highway Superintendent Goodermote explained resolution 30 is a correction of the prior resolution authorizing this purchase. The last resolution referenced paying the salesman, the town is going to pay the company directly.

Assessor VanDeusen and Supervisor Roder provide an update to the reevaluation and report that the figures are coming in higher than anticipated and does not appear like the Town is going to benefit from this reevaluation.

T. Dormady questioned if the Trailriders includes 4-wheelers as well. Supervisor and Legal Counsel confirmed that this is strictly related to snowmobiles and excludes 4-wheelers.

MOTION TO ADJOURN AT 7:52 PM

MOTION BY: DEFREEST JR. **SECONDED BY: MADDEN**
VOTES OF: 4 AYE 0 NAY

****The next Regular Meeting** of the Town Board, Town of Stephentown will be held on **Monday, March 16, 2026**, directly after the closing of the Public Hearings noted above, at the Town Hall located at 26 Grange Hall Road, Stephentown, NY 12168.

Stephanie M. Hoffman
Town Clerk

EXHIBIT A

TOWN OF STEPHENTOWN LOCAL LAW NUMBER 5 OF THE YEAR 2026 A LOCAL LAW OPENING CERTAIN ROADS FOR SNOWMOBILES IN THE TOWN OF STEPHENTOWN

BE IT ENACTED, by the Town Board of the Town of Stephentown, that the Code of the Town of Stephentown is hereby amended as follows:

SECTION 1. TITLE

This local law shall be known and cited as "Town of Stephentown Local Law No. 5 of the Year 2026 Opening Certain Roads for Snowmobiles in the Town of Stephentown"

SECTION 2. PURPOSE AND AUTHORITY

The Town Board of the Town of Stephentown has determined, upon request of residents of the town, that it is appropriate for snowmobiles to be operated on certain town highways and deems it appropriate to designate such town highways for travel by snowmobiles subject to and in accordance with the following conditions as otherwise regulated by state law.

The New York State Parks, Recreation and Historic Preservation Law §§ 25.05 and 25.09 authorizes municipalities to post and designate certain highways within such municipalities for travel by snowmobiles and the Town Board of the Town of Stephentown hereby exercises such authority.

SECTION 3. INCONSISTENT LAWS OR REGULATIONS.

All local laws, ordinances or resolutions inconsistent with any provision or provisions of this law are hereby repealed. Specifically repealed is resolution 23-07.

SECTION 4. DEFINITIONS.

Unless otherwise provided, all words, phrases and terms herein shall have the same meaning as set forth in the New York State Parks, Recreation and Historic Preservation Law, Title D, Snowmobiles.

SECTION 5. TOWN HIGHWAYS DESIGNATED FOR TRAVEL BY SNOWMOBILES

Unless otherwise prohibited in New York State Parks, Recreation and Historic Preservation Law § 25.05, snowmobiles may be operated on the shoulder or inside bank of the following town highways and not others and only if same have appropriate signage as provided by all applicable statutes, rules and regulations, it being hereby determined that that as to such designated highways the slopes or areas outside the guardrails or on the back side of the snow embankments are nonexistent or impassable: Newton Road, Moore Hill Road, Black River Road, Round Mountain Road, Knapp Road, Pease Road, Calvin Cole Road, Grange Hall Road, CCC Dam Road, Andrews Lane, Southard Hotel Road, South Pease Road and Osgood Road.

SECTION 6. CONDITIONS AND RESTRICTIONS ON SNOWMOBILE OPERATIONS.

A. Whenever the operation of a snowmobile is permitted on any highway in the Town as provided in Section 5 above, the conditions and restrictions set forth both herein and in New York State Parks, Recreation and Historic Preservation Law § 25.05 et seq. shall be applicable to all such snowmobile operation. In addition at highway crossings, snowmobiles shall be operated so as to take a direct crossing of a highway provided that the crossing is made at an angle approximately 90° to the direction of the highway, at a place where no obstruction prevents a quick and safe crossing, the snowmobile is brought to a complete stop before crossing the main travelled way of the highway and the driver yields the right of way to all oncoming traffic.

B. In addition to the restrictions set forth in subpart A above, it shall be unlawful for any person to drive or operate any snowmobile in the following unsafe or harassing ways on any Town of Stephentown snowmobile trail or highway:

1. Imprudent speed. At a rate of speed greater than reasonable or proper under the surrounding circumstances and in no event greater than 15 mph.
2. Reckless operation. In a careless, reckless or negligent manner so as to unreasonably endanger the person or property of another or to cause injury or damage thereto.
3. Narcotics and drugs. While in an intoxicated condition or under the influence of narcotics or drugs as defined in section 114-A of the Vehicle and Traffic Law of the State of New York.
4. Failure to stop and yield. In any place at any time failing to stop and yield to an authorized ambulance, civil defense or police snowmobile or police vehicle being operated as an emergency vehicle and approaching from any direction.
5. Failure and refusal to comply. In any place at any time failure or refusal to comply with any lawful order or direction of any police officer or other person duly empowered to enforce all laws of the state relating to snowmobiles.
6. Pulling Person or Certain Equipment. Pulling a person on skis or drawing or towing a sleigh, sled or toboggan which carries or transports any person. No person on skis shall be pulled by, and no person shall ride on or in a sleigh, sled or toboggan which is being towed or traileed by a snowmobile on a highway.
7. On lands of another on private property, without the consent of the owner or lessee thereof. Any person operating a snowmobile upon lands of another in violation of this section shall stop and identify himself upon the request of the landowner, his or her duly authorized representative or lessee, and if requested to do so by the landowner, representative or lessee shall promptly remove said snowmobile from the premises. This law does not obviate any need to obtain consent of any landowners who may have a superior right to the rights of the Town, if any.
8. Noncompliant lighting.
 - a. Between sunset and sunrise or when lights are required for safety without displaying at least one lighted headlight and taillight.
 - b. Operating other than as an emergency vehicle and displaying one or more lighted red or combination red or white lights which is revolving, rotating, flushing, oscillating or constantly moving light.

SECTION 7. OBEDIENCE TO VEHICULAR TRAFFIC CONTROLS.

Each person operating a snowmobile on any town snowmobile trail or highway shall observe all vehicular traffic signs and signals and all rules and regulations applicable to vehicular traffic and shall obey the order and directions of any state, county or local police officer or town constable or any other law enforcement officer authorized to direct or regulate traffic.

SECTION 8. SEASONS OF OPERATION/TIME OF OPERATION.

No person shall operate a snowmobile on the land permitted by this local law from the first day of April through November 30th of each and every year and shall not operate a snowmobile from sundown to sun up on such permitted days.

SECTION 9. LIABILITY INSURANCE.

No snowmobile shall be operated on any Town of Stephentown snowmobile trail or highway designated as open to the public in the Town of Stephentown, unless the owner of such snowmobile has secured a policy of insurance, affording coverage against liability imposed by law for bodily injury or death and for property damage to at least the minimum limits as required by the provisions of section 25.13 of the Parks, Recreation and Historic Preservation Law of the State of New York and the regulations promulgated thereunder.

- A. The owner of a snowmobile shall maintain proof of financial security by means of a certificate of insurance, indicating compliance with the minimum coverage requirements of the aforementioned section. The failure to produce such certificate of insurance, when required to do so upon the demand of a magistrate, state, county or local police officer or town constable which such vehicle is being operated on any highway or public highway which includes snowmobile trails in the Town of Stephentown, shall be presumptive evidence of operating a snowmobile without securing policy of insurance.
- B. This section specifically supersedes the provision of section 25.13(1) of the New York State Parks, Recreation and Historic Preservation Law by requiring liability insurance for operation on all snowmobile trails.

SECTION 10. INCORPORATION OF NEW YORK STATE PARKS, RECREATION AND HISTORICAL PRESERVATION LAW.

This local law does not except out, and therefore affirmatively incorporates by reference, all other aspects of the New York State Parks, Recreation and Historic Preservation Law not inconsistent or superseded herewith.

SECTION 11. FILING OF COPY OF LAW WITH NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

A copy of this local law shall be filed with the New York State Office of Parks, Recreation and Historic Preservation.

SECTION 12. LIABILITY FOR NEGLIGENCE.

Negligence in the use or operation of a snowmobile shall be attributable to the owner. Every owner of a snowmobile used or operated in the Town of Stephentown shall be liable and responsible for death or injury to a person or damage to property resulting from negligence and the use or operation of such snowmobile by any person using or operating the same with the permission, expressed or implied, of such owner, provided, however, that such operator's negligence shall not be attributed to the owner as to any claim or cause of action accruing to the operator or his legal representative for such injuries or death.

SECTION 13. PRIOR WRITTEN NOTICE.

With respect to injuries arising from the operation of snowmobiles, no civil action shall be maintained against the Town of Stephentown or any officer or employee thereof, for damages or injuries to person or property sustained by reason of any snowmobile trail, highway, bridge, street, sidewalk, crosswalk or culvert being defective, out of repair, unsafe, dangerous or obstructed, unless prior written notice of such defective, unsafe, dangerous or obstructed condition on such snowmobile trail, highway, bridge or culvert was actually given to the municipal agent, officer or employee authorized by § 311 of the Civil Practice Law and Rules to receive service or to the chief municipal officer in charge of highway supervision and maintenance, and there was a failure or neglect within a reasonable time thereafter to repair or remove the defect, danger or obstruction complained of. No such actions shall be maintained for damages or injuries to person or property sustained solely due to conditions caused by snow and/or ice removal, or the non-removal thereof, from any Town of Stephentown snowmobile trail or

highways designated as open to snowmobiles in the Town of Stephentown.

SECTION 14. SEVERABILITY

The invalidity or unenforceability of any section, sub section, paragraph, sentence, clause, provision, or phrase of the aforementioned sections as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

SECTION 15. PENALTIES FOR OFFENSES.

Failure to comply with any of the provisions of this local law shall be deemed a violation and the violator shall be liable for a fine of not more than \$250 for a first violation and \$350 for a second violation and \$500 for any subsequent violation.

SECTION 16. EFFECTIVE DATE.

This local law shall take effect immediately upon filing with the New York State Department of State's office.