

May 20, 2015

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held on Wednesday, May 20, 2015 at 7:00 PM at the Town Hall.

Present: Arthur M. Merrill Supervisor
Mark W. Mattson Councilman entered at 7:17PM
Julie A. Markert Councilwoman
Gilbert D. Close Councilman
Janet L. Champlin Councilwoman

Recording Secretary: Julie B. Townsend Town Clerk

Others present: Kenneth R. Eck, Jr.-Highway Supt., Michael P. DeGroat-Town Attorney, Janice Stickle, Bonnie Seegmiller, Mary Brawley-Fuat, Pio Deroda and Maureen Pedersen.

The Meeting was called to order by Supervisor Arthur M. Merrill and led the group in the Pledge of Allegiance.

The minutes of the last regular meeting, May 06, 2015 had been distributed earlier. Supervisor commented that we need to make an addition to the minutes; Hwy Supt reported that the truck bid was off two County Bids: we need to include Oneida County Contract #1750 in Resolution NO.49-2015. Janet Champlin made the motion to accept the minutes with the noted addition, seconded by Julie Markert, Julie Markert-aye, Janet Champlin-aye, Gilbert Close-aye, Arthur Merrill-aye, Mark Mattson-absent, motion carried.

VISITOR COMMENTS: none

CORRESPONDENCE:

- NYCDEP- Announcement Opening of New Trail alongside Cannonsville Reservoir; new 7-mile Rock Rift Trail was built through partnership between Finger Lakes Trail Conference and NYCDEP; trail will open with a celebratory public hike on May 29.
- Dawn R. D'Addezio- Letter of Resignation as Court Clerk; no definite date given as she will stay to train the new clerk.

REPORTS- written reports on file at Town Clerk's Office:

- Cooks Falls Water District- Annual Drinking Water Quality Report for 2014.
- Downsville Water District- Annual Drinking Water Quality Report for 2014.
- Town Justice Edward J. DeRosia III- April 2015.
- Mostert, Manzanero & Scott, LLP- Independent Auditors' Report Year Ended 12-31-2014.

Supervisor Merrill reported that Tweedie Construction has completed FEMA#4031-PW2238-Holiday Brook Road- Bridge Project; waiting for FEMA reimbursement.

Supervisor reported that we are waiting for bid documents from Jeff Francisco of Delaware Engineering for the Cooks Falls Water District Water System Rehabilitation Project.

Supervisor Merrill reported that Delaware Opportunities has stated that they are in the Environmental Review Process on the CDBG- Housing Rehabilitation Program; there are days of public info and comment; they hope to go out to bid by end of June-mid July; one of the original sixteen has been removed; process is working.

Supervisor reported that we have not heard from Paul Stock regarding the Roscoe – Rockland Fire District's Colchester Fire Protection District, therefore we will send a proposal to them; would like to wrap this up soon for the 2016 Budget.

Hwy Supt Eck reported that he has looked at a brush hog for the highway mower; they are still pricey \$10,000-14,000; looking into a side mower; it takes at least three weeks to do all of our roads. Board suggested that we look into renting a mower. Hwy Supt will look into this.

Hwy Supt Eck reported that we have ordered from Tracey Road Equipment a 2016 Freightliner 114SD Cab & Chassis with 14' Duraclass HPT 316 Dump Body; 26"x54" Everest Oneway Plow; and RH Wing for the amount of \$184,268.00; expected delivery November 2015.

Supervisor suggested that we should act on the Letter of Resignation from Dawn D'Addezio as Court Clerk. Board discussed.

NO. 50-2015 05/20/15 Accept Letter of Resignation Dawn D'Addezio as Court Clerk

Julie Markert made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby accepts with regrets the Letter of Resignation from Dawn R. D'Addezio as Court Clerk for Town Justice Edel effective once the new clerk is properly trained.

Resolution was seconded by Janet Champlin, Janet Champlin-aye, Julie Markert-aye, Gilbert Close-aye, Arthur Merrill-aye, Mark Mattson-absent, resolution declared adopted.

NO. 51-2015 05/20/15 Advertise for Downsville Court Clerk

Julie Markert made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes the Supervisor to advertise for a Court Clerk for the Downsville Court held at 72 Tannery Road: Computer skills required; available to work part-time days and nights; resumes and Letter of Interest to be sent to the Supervisor.

Resolution was seconded by Janet Champlin, Julie Markert-aye, Janet Champlin-aye, Gilbert Close-aye, Arthur Merrill-aye, Mark Mattson-absent, resolution declared adopted.

Councilman Mark Mattson entered the meeting at 7:17PM.

Supervisor Merrill reported that Pool Director Janice Stickle has reviewed the pool/lifeguard applications; at this time he asked for a recommendation for this year. Ms. Stickle reported that a WSI Class is being offered at the Walton Pool; course is a total of 27 hours and a meeting has been set for June 9th to set up a schedule; all of our lifeguards have expressed interest in taking the class; the Town's policy is that they pay for themselves and will be reimbursed once we hire them as WSI and have taught 2 seasons; it has been explained that even if they have taken the class they may not be hired as an instructor; we do not need nine or more WSIs; last year we had ten lifeguards, Jason Wilbur is not returning. Ms. Stickle recommends that we hire the returning nine lifeguards; she does not see a need to hire three new guards at this time; there may be hours to fill at the end of the season when college kids go back, but it is not fair to the other three applicants from getting a job somewhere else. Board discussed and accepted the Pool Director's recommendation.

NO. 52-2015 05/20/15 Appoint 2015 Pool Personnel

Mark Mattson made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby hires the following pool personnel at corresponding wages for the 2015 Pool Season:

Janice L. Stickle	Pool Recreation Director	\$12.00 per hour
Nicholas S. Shaw	Returning Instructor-Lifeguard	\$10.00 per hour
Anthony J. Shields	Returning Instructor-Lifeguard	\$10.00 per hour
Kendra M. Lacey	Full-time Lifeguard	\$8.75 per hour
Carli R. Pinner	Full-time Lifeguard	\$8.75 per hour
Andrew C. Towsley	Part-time Lifeguard	\$8.75 per hour
Melanie L. Champlin	Part-time Lifeguard	\$8.75 per hour
Rebecca R. Reed	Part-time Lifeguard	\$8.75 per hour
Leigha C. LaTourette	Part-time Lifeguard	\$8.75 per hour
Myles K. Liddell	Part-time Lifeguard	\$8.75 per hour

Resolution seconded by Janet Champlin, all in favor, resolution declared adopted.

Supervisor commented that there was some discussion about hiring a couple of youth for seasonal work at the highway garage. Hwy Supt. commented that he could use a couple of flaggers. Supervisor reported that Delaware County has a Summer Youth Employment Program that would employ two for 160 hours each; they can only work 8 hour days; and they need to be 18 to be flaggers. Board asked if there was enough work for them to be busy. Board held discussion. It was mentioned that it has been seen, not only by Councilmembers but also residents, that the Highway Crew have been at the local convenience stores getting breakfast, etc. after they have clocked in; one day it was four Town trucks at one of the stores. Hwy Supt. replied that often the men are given their day's assignment and they stop through to buy their lunch or whatever. Board suggests that the highway should be ready to work once they clock in. Highway Supt commented that we have bamboo to cut, mowing, painting and cleaning projects. Supervisor added that the County pays for two youths to work 7-8 hours a day and we should take advantage of this program. Board discussed further.

NO. 53-2015 05/20/15 Delaware County Summer Youth Employment Program

Mark Mattson made the following resolution:

WHEREAS, Delaware County has a Summer Youth Employment Program that is designed to provide a meaningful work experience for selected employees and assist local governments with additional labor for summer projects; and

WHEREAS, the Town of Colchester has some summer projects and would like to participate in this program;

THEREFOR, BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to make application to participate in the Delaware County Summer Youth Employment Program.

Resolution was seconded by Janet Champlin, Mark Mattson-aye, Janet Champlin-aye, Arthur Merrill-aye, Julie Markert-no, Gilbert Close-no, resolution declared adopted.

NO. 54-2015 05/20/15 Appoint Summer Youth for Highway Dept.

Mark Mattson made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby hires Gabriel M. Barnhart and James W. Eck as Summer Youth Employees at the hourly rate of \$8.75 per hour for the Town Highway Department through the Delaware County Summer Youth Employment Program.

Resolution was seconded by Janet Champlin, Mark Mattson-aye, Janet Champlin-aye, Arthur Merrill-aye, Julie Markert-no, Gilbert Close-no, resolution declared adopted.

Supervisor Merrill reported that we are requested to send back two over-payments to FEMA, vouchers are in tonight: De-obligation for FEMA1650PW4775-Chiloway Road Emergency Slope Stabilization-\$4,716.93 and De-obligation for FEMA1710PW126-Holiday Brook Road-\$245,105.73; once we send this back to them, they will send us reimbursement for FEMA1710PW122-Berry Brook Road in the amount of \$671,387.85. A meeting has been scheduled for May 28th with SEMO regarding Morton Hill Road; four more projects are in the works.

Supervisor reported that June 13th is the "Get Out-Doors Day"; we will have an expense for posters and banners; we have received \$150 in sponsorships, also coming is \$100 donation and a bike; we would like to give 3 boy and 3 girl bikes out that day at the Bike Rodeo.

Supervisor Merrill reported that we have received a Blue Book for FEMA1710PW150-Holiday & Berry Brook Rd. Drainage System (2 bridges/culverts); information has been sent to Michael O'Reilly of Cedarwood for review. Board discussed.

NO. 55-2015 05/20/15 Engineering Services Contract with Cedarwood

Julie Markert made the following resolution:

WHEREAS, due to the "Severe Storms and Flooding Event" of June 19, 2007, FEMA has written a certain Project Worksheet (PW), including engineering services for Holiday and Berry Brook Drainage System (Bridge/Culvert) Project in the Town of Colchester; and

WHEREAS, the Town of Colchester hereby accepts FEMA1710PW150 for the Holiday and Berry Brook Drainage System in the amount of \$1,058,309.23; and

WHEREAS, the Town of Colchester will require professional engineering services for said project;

THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Highway Supt. Kenneth R. Eck to execute an Engineering Agreement for the mentioned project to enter into Contract with Cedarwood Engineering Services PLLC in accordance with the scope of services and terms of payments.

Resolution was seconded by Gilbert Close, all in favor, resolution declared adopted.

Councilman Mattson inquired to stream clean out below the dam? Supervisor replied that we are still working on it; the Tailwaters Group is working on stream mitigation; they have a small grant to study them; up until June 1st you could let the bank out.

Supervisor commented that Gene Nescot, Senior Account Executive from the NYS Deferred Compensation Plan was here this week talking with the Highway Dept.; he will come back another day and talk with anyone else that is interested in the plan.

Supervisor Merrill made the following announcements:

- Next Regular Board Meeting Wed., June 03, 2015 at 7PM
- State-wide Burning Ban extended to May 21st

Councilwoman Markert asked if Campbell Brook Road will open back up for traffic. Hwy Supt Eck replied that he and the Supervisor have looked at the road recently; instead of building the road up, we suggest to take it down; a lot of digging, cutting of trees maybe cut off some of the bank and leave as a dirt road; they suggest that we contact Wayne Reynolds, Del. Co. DPW Commissioner and get his opinion.

Town Attorney, Michael DeGroat commented that he would like to clarify a statement he made last meeting; you should not go over budget, don't need to zero down at end of year; Auditors' have issue of unassigned funds; we can have a reasonable amount in surplus; we have had in the past a lot of unforeseen emergencies; if we create a capital reserve fund for a specific item the bond resolution would be subject to a permissive referendum; not to generate fund but to take the money out of the fund. Supervisor added that the Auditors suggest putting surplus funds into a reserve fund.

SUBMISSION OF BILL/EXPENSES: Janet Champlin made the motion, seconded by Mark Mattson, that the vouchers be approved, subject to any corrections or deletions, all in favor, motion carried. Abstract No.09-2015; Voucher No.265-287; Totaling \$287,667.64.

With no further business, Julie Markert made the motion for adjournment, seconded by Janet Champlin, all in favor, motion carried. Meeting adjourned at 8:14 PM.

Respectfully Submitted:

Julie B. Townsend, Town Clerk