

July 01, 2015

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held on Wednesday, July 01, 2015 at 7:18 PM at the Town Hall.

Present: Arthur M. Merrill Supervisor
 Janet L. Champlin Councilwoman
 Mark W. Mattson Councilman
 Julie A. Markert Councilwoman

Absent: Gilbert D. Close Councilman
Recording Secretary: Julie B. Townsend Town Clerk

Others present: Kenneth R. Eck, Jr.-Highway Supt., Michael P. DeGroat-Town Attorney, Jeff Francisco-Delaware Engineering, Lillian Browne-Walton Reporter, Bonnie Seegmiller, Mary Brawley-Fuat, Pio Deroda, Sarah Hood, Joan Homovich and Greg Lavorgna.

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, June 17, 2015 had been distributed earlier. Mark Mattson made the motion to accept the minutes as written, seconded by Janet Champlin, Mark Mattson-aye, Janet Champlin-aye, Julie Markert-aye, Arthur Merrill-aye, Gilbert Close-absent, motion carried.

Jeff Francisco of Delaware Engineering presented a set of plans for the CFWD Water System Rehabilitation Project; these plans have been sent to the Dept. of Health in Albany; once they approve them we can advertise to go to bid; hoping to come under &60,000.

Jeff Francisco then stated that he is working on the DWD grant application, it is due July 31st; we need to have a public hearing before the application can be submitted, as required by NYS Office of Community Renewal; citizens are invited to participate in the development of the community development project including assessing community development needs and priorities. Board will discuss further later in the meeting.

CORRESPONDENCE:

- Dept. of Public Service- Study of the State of Telecommunications in New York State- Nearest Public Hearing Wed., July 29th Binghamton City Hall 2-3pm and 6-7pm.
- CWC- Watershed Currents June 2015.
- The Oneida Daily Dispatch- NY No. 1 in shifting costs to local level.
- Melanie Champlin- Letter of Resignation as Lifeguard; has found a full-time summer job.

NO. 63-2015 07/01/15 Accept Letter of Resignation

Janet Champlin 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 Melanie Champlin as Pool Lifeguard effective immediately.

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

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

- Assessors' Edit/Warning Report for the 2015 Assessment Roll. Notice of Filing Completed Assessment Roll.

Supervisor Merrill reported on the following:

- CWC Bond Anticipation Note, Series 2015A in the amount of \$499,761.41 has been delivered & filed; Note matures June 25, 2016.
- Tweedie Construction has completed FEMA#4031-PW2238- Holiday Brook Road- Bridge Project; once we receive funds (\$479,011.33), we have 30 days to make payment to CWC.
- Once we receive funds (\$4,836.66) for FEMA#4031-PW1103- Holiday Brook Road- Temporary Bridge; we have 30 days to make payment to CWC.
- Some confusion on FEMA#1710-PW150-Holiday & Berry Brook Road- Drainage System Project (bridge/culvert); FEMA sent \$1,058,309.23 before project was done; could be under Hazardous Mitigation; given okay to move forward; extension filed to October 2016; Mike O'Reilly met with DEC; hopes to go to bid July 17th.
- Received plans from Cedarwood engineering for the Replacement Salt Storage Shed; waiting for bid documents.

Supervisor Merrill reported that on March 18th we adopted Resolution NO. 30-2015-Bid CFWD Water System Rehabilitation Project, which gave permission to bid; once we receive approval from the Dept. of Health, Delaware Engineering is authorized to advertise for bids.

Supervisor Merrill also reported that Jeff Francisco of Delaware Engineering commented that we need a Public Hearing for the DWD 2015 CFA Application to the CDBG Program; it was suggested to have at our next Board Meeting. Board discussed.

NO. 64-2015 07/01/15 Public Hearing DWD 2015 CFA Application CDBG Program

Janet Champlin made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby gives notice that pursuant to the requirements of the New York State Office of Community Renewal, the Town of Colchester will conduct a public hearing to obtain the input of citizens, particularly low and moderate income persons, with regard to the Small Cities Community Development Block Grant Program (CDBG). The CDBG program is administered by NYS Homes & Community Renewal, Office of Community Renewal (OCR). An informational public hearing is scheduled for July 15, 2015 at 7:00PM at the Colchester Town Hall, 72 Tannery Road, Downsville, New York 13755. Citizens are invited to participate in the development of the Town's Community Development project including assessing community development needs and priorities;

AND FURTHER NOTICE IS HEREBY GIVEN that the regular monthly meeting of the Town Board will be held immediately following the public hearing.

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

Supervisor reported that he and Code Enforcement Officer Zampolin are working on plans to remodel the Town Hall; per grant requirements, these plans need to be submitted to DASNY.

Supervisor Merrill reported that Delaware Opportunities has stated that we need a Certifying Officer for the HUD CDBG Grant; a resolution and publication has been submitted for approval; the Town is issuing a request for release of funds and offers interested parties the opportunity to comment prior to that request. Board discussed.

NO. 65-2015 07/01/15 CDBG Certifying Officer

Julie Markert made the following resolution:

WHEREAS, the Town of Colchester has been awarded a grant from the New York State Office of Community Renewal under provisions of the US Department of Housing and Urban Development, Community Development Block Grant, Small Cities Program identified as 260CRF-HR113-14 for the purpose of conducting a housing rehabilitation program; and

WHEREAS, the above referenced grant requires that the Town of Colchester complete an environmental review and prepare an environmental review record and further to designate a local official as the Certifying Officer responsible for all activities associated with the environmental review process;

NOW, THEREFORE BE IT RESOLVED that:

1. Arthur M. Merrill is hereby named Certifying Officer responsible for all activities associated with the environmental review process with respect to CDBG Grant Number; and
2. This resolution shall take effect immediately.

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

Supervisor Merrill reported that we have received an Application for Use of Public Facilities from Pio Deroda and Sarah Hood for a Streetscape Arts Benefit on Sat., October 10th; they would like to use the Pepacton Park, Covered Bridge Park, Covered Bridge and Bridge Street; NYSDEC is doing a presentation and their committee has suggested inside the covered bridge; they would also like to close Bridge Street. Board discussed.

NO. 66-2015 07/01/15 Public Facility Permit No.09-2015

Julie Markert made the following resolution:

WHEREAS, Pio Deroda and Sarah Hood on behalf of the Streetscape Arts Benefit have applied for a Public Facility Permit to use Pepacton Park, Covered Bridge Park, Covered Bridge and Bridge Street on Saturday, October 10th from 9:00AM to 10:00PM for a benefit to raise funds for next year's Streetscape Project;

THEREFORE BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes the Town Clerk to issue Public Facility Permit No.09-2015 to Pio Deroda and Sarah Hood for the use of the Pepacton Park, Covered Bridge Park, Covered Bridge and Bridge Street all located in Downsville, NY.

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

Sarah Hood commented that she and Kathryn Mattson also have two Applications for Use of Public Facilities; the first one is for hosting a "Dog Days of Summer" event which allows local residents and visitors to bring the dogs to the town pool for a dogs only swimming party in the kiddie pool; the date is Sunday, September 13th from 11am to 1pm; this event is to benefit the Downsville Art Streetscape Project. Board discussed.

NO. 67-2015 07/01/15 Public Facility Permit No.10-2015

Janet Champlin made the following resolution:

WHEREAS, Sarah Hood & Kathryn Mattson on behalf of the Downsville Art Streetscape Project have applied for a Public Facility Permit to use the Town Swimming Pool located at 14728 State Hwy 30, on Sunday, September 13th from 11:00AM to 1:00PM for the a "Dog Days of Summer" event to benefit the Downsville Art Streetscape Project;

THEREFORE BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes the Town Clerk to issue Public Facility Permit No.10-2015 to Sarah Hood & Kathryn Mattson for the use of the Town Swimming Pool located at 14728 State Hwy 30, Downsville, NY.

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

Ms. Hood stated that the second application is for the "3rd Annual Best Dam 5K Run/Walk" on Sat., October 3rd; they would like to use the Covered Bridge Park, River Road and Bridge Street from 8am to noon; they are also asking for the bridge to be closed at the same time; finish line is

before the bridge and the awards ceremony will be held in the park; this is to benefit improving to the town swimming pool. Board discussed.

NO. 68-2015 07/01/15 Public Facility Permit No.11-2015

Julie Markert made the following resolution:

WHEREAS, Sarah Hood & Kathryn Mattson on behalf of the Best Dam 5K Run/Walk have applied for a Public Facility Permit to use the Covered Bridge Park located at 48 Bridge Street, on Saturday, October 3rd from 8:00AM to 2:00PM for the Best Dam 5K Awards Ceremony;

THEREFORE BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes the Town Clerk to issue Public Facility Permit No.10-2015 to Sarah Hood & Kathryn Mattson for the use of Covered Bridge Park located at 48 Bridge Street, Downsville, NY.

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

Supervisor Merrill reported that it is time to renew our agreement with Heart of the Catskills Humane Society for the management of stray and homeless dogs found in the township. Board discussed.

NO. 69-2015 07/01/15 Humane Society Agreement 2015

Mark Mattson made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to sign the Agreement between the Town of Colchester, NY and the Humane Society of Central Delaware County, Inc. (d/b/a Heart of the Catskills Humane Society) of Delhi, NY to utilize the Humane Society's Shelter for the care and confinement of those stray or lost dogs which are picked up by the Town of Colchester Dog Control Officer or Police Officers.

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

Town Attorney Michael DeGroat commented that it would not hurt to have a policy encouraging small businesses and women's and minority businesses to bid on Town project; have a problem with the wording that was presented. Supervisor commented that FEMA suggested having, especially for HUD and CDBG Grants. Board discussed.

NO. 70-2015 07/01/15 MWBE & SBE Policy

Janet Champlin made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby adopts the following procedure with respect to competitive bidding: "It is the policy of the Town of Colchester that Minority and Women's Business Enterprises and Small Business Enterprises shall be encouraged to participate in all requests for proposals and/or bids".

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

Supervisor Merrill reported that a discussion was held with the Pool Director; she has reported that two lifeguards have completed the Water Safety Instructor Course and one lifeguard is still taking the course; we have two returning WSIs and she could use the three new WSI. Board discussed.

NO. 71-2015 07/01/15 Appoint WSI Pool Personnel for 2015

Julie Markert made the following resolution:

WHEREAS, on May 20, 2015 the Town Board of the Town of Colchester appointed their 2015 Pool Personnel; and

WHEREAS, some lifeguards have completed the Water Safety Instructor Course and are certified to instruct for two years;

THEREFORE, BE IT RESOLVED that the Town Board of the Town of Colchester hereby appoints the following Water Safety Instructors at the corresponding wages for the 2015 Pool Season upon verification of completed course and certification:

Carli R. Pinner	New Instructor-Lifeguard	\$9.75 per hour
Leigha C. LaTourette	New Instructor-Lifeguard	\$9.75 per hour
Kendra M. Lacey	New Instructor-Lifeguard	\$9.75 per hour

FURTHER RESOVLED that the Town of Colchester will reimburse each New Instructor for their training including fees, room & board and mileage as follows:

- 50% at the end of their first year's employment as Instructor.
- The remaining 50% at the end of their second year's employment as Instructor.

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

Supervisor Merrill made the following announcements:

- Town Hall Offices Closed Friday, July 3rd – Independence Day
- Cemetery off Friday, July 3rd.....Highway off Monday, July 6th
- Next Regular Board Meeting Wed., July 15, 2015 at 7PM
- Delaware County Public Health Free Rabies Vaccination Clinic on Tuesday, July 14th from 5pm to 6:30pm at the Colchester Highway Garage, 6292 River Road, Downsville.

Councilwoman Markert inquired to who maintains the road, Downsville to Andes? She added that the road is in bad shape. Highway Supt. replied that is New York City Highway 30A; it is NYCDEP's responsibility; we plow in the winter under a County Contract.

Joan Homovich inquired if a Public Hearing was needed for the bridge repair on Co. Hwy 26?

SUBMISSION OF BILL/EXPENSES: Janet Champlin made the motion, seconded by Mark Mattson, that the vouchers be approved, subject to any corrections or deletions, Mark Mattson-aye, Janet Champlin-aye, Julie Markert-aye, Arthur Merrill-aye, Gilbert Close-absent, motion carried. Abstract No.12-2015; Voucher No.340-363; Totaling \$30,914.44.

Janet Champlin made the motion to go into executive session upon recommendation of the Supervisor to discuss police personnel issues, seconded by Mark Mattson, Mark Mattson-aye, Janet Champlin-aye, Julie Markert-aye, Arthur Merrill-aye, Gilbert Close-absent, motion carried. Board entered executive session at 8:15 PM. Town Attorney and Officer Pagillo were invited to attend. Board held discussion. Janet Champlin made the motion to enter back into regular session, seconded by Julie Markert, Mark Mattson-aye, Janet Champlin-aye, Julie Markert-aye, Arthur Merrill-aye, Gilbert Close-absent, motion carried. Board entered regular session at 8:31 PM. Board made no decision forthcoming.

With no further business, Janet Champlin made the motion for adjournment, seconded by Julie Markert, Mark Mattson-aye, Janet Champlin-aye, Julie Markert-aye, Arthur Merrill-aye, Gilbert Close-absent, motion carried. Meeting adjourned at 8:31 PM.

Respectfully Submitted:

Julie B. Townsend
Town Clerk