

July 06, 2016

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held immediately following the Public Hearing on Wednesday, July 06, 2016 at 7:00 PM at the Town Hall. Present:

	Arthur M. Merrill	Supervisor
	Janet L. Champlin	Councilwoman
	Julie A. Markert	Councilwoman
	Gregory L. Lavorgna	Councilman
Absent:	Mark W. Mattson	Councilman
Recording Secretary:	Julie B. Townsend	Town Clerk

Others present: Kenneth R. Eck, Jr.-Highway Supt., Jeff Francisco-Delaware Engineering, Lillian Browne-Walton Reporter, Bonnie Seegmiller, Joan Homovich, Mary Brawley-Fuat, Janice Stickle, Alan Donner, Vincent & Juanita Picece and Amy Brown.

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 15 2016 had been distributed earlier. Janet Champlin made the motion to accept the minutes as written, seconded by Julie Markert, Janet Champlin-aye, Julie Markert-aye, Greg Lavorgna-aye, Arthur Merrill-aye, Mark Mattson-absent, motion carried.

VISITOR COMMENTS: Bonnie Seegmiller inquired to which roads were going to be repaired by NYSDOT. Supervisor replied that he did not have that information and the Hwy Supt is not present at this time.

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

- Cooks Falls Water District- June 2016- 16 customers balance due \$1,515.00; Receipts of \$450.00 disbursed to Supervisor.
- Downsville Water District- June 2016- 41 customers balance due \$3,850.40; Receipts of \$687.74 disbursed to Supervisor.
- Town Clerk- June 2016 -Total disbursed \$1,711.01 of which \$1,626.51 was Town revenues.
- Planning Board- April 21, 2016 and May 19, 2016 Minutes.
- Police Arrests and Tickets Report for June 2016.
- Town Justice Edel- June 2016.

CORRESPONDENCE:

- Catskill Watershed Corp- Notice of Preliminary Decisions- one Future Stormwater application from Colchester was reimbursed \$3,476.30.
- NYS Agriculture & Markets- Municipal Shelter Inspection Report for the Heart of the Catskills Humane Society held on June 14, 2016 was rated "Satisfactory".
- Catskill Watershed Corp- Watershed Currents June 2016 Issue.

Jeff Francisco of Delaware Engineering, DPC presented the Bid Results for General Contract #TC1-G-2015, the Cooks Falls Water System Improvement Project that was held on Tues., June 28<sup>th</sup> at 10am:

<u>Company Name</u>	<u>Base Bid</u>	<u>Alternate Fencing</u>
JB12 Corp	\$157,000.00	\$16,000.00
Delaware Bulldozing Corp	\$117,942.60	\$17,500.00
LaFever Excavating Inc.	\$168,917.00	\$10,000.00
Richard W. Wakeman	\$124,754.00	\$13,776.00

Delaware Engineering does not recommend awarding the contract at this time; bids came in over the \$60,000.00 budget. Engineer Francisco reported that he has spoken with the low bidder many times; bids came in high due to the high costs of the pre-cast tanks; tanks are heavy and need a crane to lift/place; possibly two smaller tanks could reduce the costs; also doing on site could help reduce the cost. Board discussed their options.

NO. 92-2016 07/06/16 Reject All #TC1-G-2015 Bids

Janet Champlin made the following resolution:

WHEREAS, the bid opening for General Contract #TC1-G-2015 that was held on Tues., June 28<sup>th</sup> at 10am; and

WHEREAS, the Town of Colchester received four bids ranging from the amount of \$117,942.60 to \$168,917.00; and

WHEREAS, the budget for said project was approximately \$60,000; and

WHEREAS, Delaware Engineering, DPC recommends rejecting all bids due to high bids and limited funding;

THEREFORE, BE IT RESOLVED that the Town Board of the Town of Colchester hereby rejects all bids for General Contract #TC1-G-2015, the Cooks Falls Water System Improvement Project.

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

Engineer Jeff Francisco reported that he will go back to the drawing board, researching a proposal with smaller tanks and getting approval from DOH and then bring back to the Board in two weeks; he reminded us that it takes six weeks to build tank; hope to get this project done this year. Engineer Francisco reported that he hopes to have a contract for the DWD filtration project for the next meeting also.

Supervisor reported that the 2016 Ford Utility Police Interceptor AWD vehicle has arrived from VanBortel Ford Inc. and is now getting equipped.

Supervisor Merrill reported that he had made a few changes to the Police Canine Unit Policy & Procedures; he presented a copy to each Board Member and they reviewed. Supervisor commented that the Town Attorney had a few items he wanted to address; if the Supervisor is not here to give approval the Deputy Supervisor will take over; the dog has been purchased and is in training; we need to have a policy in place before the dog can go to work. Board discussed. Councilwoman Champlin commented that she has a concern with the handler having five days off in a row; she has spoken with two different handlers and the canine should not be off (not working) five days in a row. Supervisor replied that he is not certain what a work day involves; we will address it if it is an issue. Policy was tabled until next meeting.

Supervisor reported that the Paige Cemetery survey is being completed; surveying all of it for \$3,000; there is a lot of paperwork and a lot of deeds to go through, but then we will have a complete survey.

Supervisor Merrill reported that it is time again to renew the Humane Society Agreement; nothing has changed from the previous two years. Board discussed.

NO. 93-2016 07/06/16 Humane Society Agreement 2016

Julie Markert 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, Janet Champlin-aye, Julie Markert-aye, Greg Lavorgna-aye, Arthur Merrill-aye, Mark Mattson-absent, resolution declared adopted.

Supervisor Merrill reported that we have received an Application for Use of Public Facilities from the Colchester Senior Citizens; they have a bus trip to Ehrhardt's in PA for a show and lunch and would like to use the Pepacton Park for parking of approximately 25 cars on Wednesday, September 28th. Board discussed.

NO. 94-2016 07/06/16 Public Facility Permit No.09-2016

Janet Champlin made the following resolution:

WHEREAS, Alfretta Doig on behalf of the Colchester Senior Citizens has applied for a Public Facility Permit to use the Pepacton Park located at 15500 State Hwy 30, on Wednesday, September 28<sup>th</sup>, from 8:30AM to 6:30PM for parking approximately 25 cars for bus trip to Ehrhardt's in PA;

THEREFORE BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes the Town Clerk to issue Public Facility Permit No.09-2016 to the Colchester Senior Citizens for the use of the Pepacton Park located at 15500 State Hwy 30, Downsville, NY on September 28, 2016.

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

Supervisor reported that we have received another Application for Use of Public Facilities from Richard Pagillo to use the Downsville Covered Bridge from 2-5pm for a wedding ceremony on Friday, Sept. 23<sup>rd</sup>. Board discussed.

NO. 95-2016 07/06/16 Public Facility Permit No.10-2016

Julie Markert made the following resolution:

WHEREAS, Richard Pagillo has applied for a Public Facility Permit to use the Downsville Covered Bridge located at 100 Bridge Street, on Friday, September 23<sup>rd</sup>, from 2:00PM to 5:00PM for a wedding ceremony on the bridge;

THEREFORE BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes the Town Clerk to issue Public Facility Permit No.10-2016 to Richard Pagillo for the use of the Downsville Covered Bridge located at 100 Bridge Street, Downsville, NY on September 23, 2016.

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

Pool Director, Janice Stickle asked for approval to hire seven part-time lifeguards; on May 18<sup>th</sup> we had hired five full-time lifeguards and one part-time lifeguard; the one part-time guard cannot work for us, therefore we need to have more part-time guards; we have seven students taking the courses now and should be certified before the next meeting; it has been very hot and we have had many swimmers. Board discussed and agreed that we would hire the seven part-time lifeguards, but they would not start until certified and all paperwork has been submitted to the Supervisor's office.

NO. 96-2016 07/06/16 Appoint Part-time Lifeguards

Janet Champlin made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby hires the following list applicants as Part-time Lifeguards: Kacie Banker, Mackenzie Burnham, Molly Engel, Kenzy Hammond, Luccia Martucci, Corra Nocella and Gabrielle Ryan;

FURTHER RESOLVED, that Part-time Lifeguards (twenty hours or less) have the hourly rate of \$9.00 per hour upon verification of all certified and completed courses and all necessary paperwork has been completed and turned in to the Supervisor's Office.

Resolution seconded by Greg Lavorgna, Janet Champlin-aye, Julie Markert-aye, Greg Lavorgna-aye, Arthur Merrill-aye, Mark Mattson-absent, resolution declared adopted.

Supervisor Merrill made the following announcements:

- Delaware County Free Rabies Clinic on Tues., July 12<sup>th</sup> 5-6:30pm Colchester Highway Garage
- Town Clerk's Office Closed Wed., July 13<sup>th</sup>
- Town Clerk's Office Closing at Noon on Monday, July 18<sup>th</sup>
- Next Regular Board Meeting Wed., July 20, 2016 at 7PM with a Presentation of Route 30 Scenic Byway by Bill Morton
- Supervisor will be on vacation next week.

Supervisor commented that many of the pedal cars are up and about six more need to be displayed for a total of 21 altogether. Councilwoman Champlin inquired to the status of the eagles. Supervisor replied that they were last year's streetscape project; they cannot stay outside for more than one season; they are being repaired and treated; we've heard a lot of negative feedback and comments that they wished they were back out; this was a grant project and taxpayers' funds were not used to purchase them; all decisions about their future has not been made yet.

Councilwoman Markert inquired to which roads are being chipped. Highway Supt. Eck replied that we are starting July 18<sup>th</sup> with the help of Andes, Hamden, Walton and Hancock; larger roads first, Trout Brook Rd, River Rd, Wilson Hollow Rd, Cloves Clove and possibly Wedemeyer Rd if we have funds; applying two coats this year.

Joan Homovich commented that rumor has it "that the temporary bridge on Rte. 30/206 was going to be restricted, especially for tractor trailers". Hwy Supt replied that we are going to get to the bottom of this; had heard they are renting bridge from another company and they are the ones setting restrictions.

**SUBMISSION OF BILL/EXPENSES:** Greg Lavorgna made the motion, seconded by Julie Markert, that the vouchers be approved, subject to any corrections or deletions, Janet Champlin-aye, Julie Markert-aye, Greg Lavorgna-aye, Arthur Merrill-aye, Mark Mattson-absent, motion carried. Abstract No.12-2016; Voucher No.317-345; Totaling \$50,511.70.

Greg Lavorgna made the motion to go into executive session to discuss police personnel issues, seconded by Janet Champlin, Janet Champlin-aye, Julie Markert-aye, Greg Lavorgna-aye, Arthur Merrill-aye, Mark Mattson-absent, motion carried. Board entered executive session at 8:00 PM. Officers Pagillo and Cawley were invited to stay. Board held discussion. Janet Champlin made the motion to enter back into regular session, seconded by Greg Lavorgna, Janet Champlin-aye, Julie Markert-aye, Greg Lavorgna-aye, Arthur Merrill-aye, Mark Mattson-absent, motion carried. Board entered regular session at 8:16 PM. Board made no decision forthcoming.

With no further business, Janet Champlin made the motion for adjournment, seconded by Julie Markert, Janet Champlin-aye, Julie Markert-aye, Greg Lavorgna-aye, Arthur Merrill-aye, Mark Mattson-absent, motion carried. Meeting adjourned at 8:17 PM.

Respectfully Submitted:

Julie B. Townsend, Town Clerk