

July 19, 2017

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held on Wednesday, July 19, 2017 at 7:00 PM at the Town Hall.

Present: Janet L. Champlin Councilwoman
Mark W. Mattson Councilman
Julie A. Markert Councilwoman
Gregory L. Lavorgna Councilman

Absent: Arthur M. Merrill Supervisor

Recording Secretary: Julie B. Townsend Town Clerk

Others present: Kenneth R. Eck, Jr.-Highway Supt., Michael P. DeGroat-Town Attorney, Jeff Francisco-Del. Eng., Lillian Browne-The Reporter, Joan Homovich, Mary Brawley-Faut and Alan Donner.

The Meeting was called to order by Deputy Supervisor Janet L. Champlin and led the group in the Pledge of Allegiance.

The minutes of the last regular meeting, July 05, 2017 had been distributed earlier. Julie Markert made the motion to accept the minutes as written, seconded by Mark Mattson, Janet Champlinaye, Greg Lavorgna-aye, Julie Markert-aye, Mark Mattson-aye, Arthur Merrill-absent, motion carried.

GUEST COMMENTS: Jeff Francisco of Delaware Engineering submitted preliminary plans for the Downsville Water District Filtration Plant that will be located on Tub Mill next to the water tank; it is a 10'x20' building that will hold 3 different size filters, corrosion control equipment, backup generator and room for UV Treatment if needed; there will also be a tank underneath with an overflow valve; the well we are using now will be the backup source of water. Mr. Francisco hopes to have pump designs for next meeting.

Mr. Francisco reported that he has spoken with Louie Banker and he hopes to be back to work on the CFWD Improvement Project within the next two weeks.

VISITOR COMMENTS: Joan Homovich asked if there was a copy of the grant application or plans for the Local Waterfront Revitalization Program Project; Supervisor had stated at the last meeting it would be done in about one week; the Town should have a copy to review before the public hearing and make comments on. Deputy Supervisor replied that the Supervisor is not here tonight and nothing was left concerning this project; not sure what the status is, last meeting it was not complete. Board agreed that we should have a copy.

Town Attorney stated that the Town Clerk will be scheduling a meeting with him and the Supervisor to complete the Garcia Agreement and finalize the Capital Reserve Accounts.

CORRESPONDENCE and REPORTS: none

Deputy Supervisor Champlin reported that the Supervisor has suggested that we do a budget amendment in the amount of \$5,818.75 for the CFWD DWSRF #16601 Project, this is the amount paid to Louis Banker for the work done so far this year; we received from NYSEFC Requisition Number 2 on July 6th and we want to keep our accounting/operating statement up to date. Board discussed.

NO. 57-2017 07/19/17 Budget Amendment for CFWD

Julie Markert made the following resolution:

WHEREAS, the Cooks Falls Water District has made Requisition Number 2 to the New York State Environmental Facilities Corporation in the amount of \$5,818.75 for the CFWD DWSRF #16601 Project; and

WHEREAS, the Town of Colchester has received said NYSEFC funds in the amount of \$5,818.75;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to amend the 2017 Budget by increasing the CFWD Revenue State Aid/Water Capital Project Fund #3991.9 by \$5,818.75 and increasing the CFWD Appropriations Rehabilitation Grant Fund #8668.4.09 by \$5,818.75. Resolution was seconded by Greg Lavorgna, Janet Champlin-aye, Greg Lavorgna-aye, Julie Markert-aye, Mark Mattson-aye, Arthur Merrill-absent, resolution declared adopted.

Town Clerk reported that Kevin & Beth O'Brien have approached the Town that they would like to sell back the one grave plot at Paige Cemetery that they purchased in the Year 2010; they will not be using the single grave. Board discussed.

NO. 58-2017 07/19/17 Purchase Back One Grave Plot at Paige Cemetery

Mark Mattson made the following resolution:

WHEREAS, Kevin & Beth O'Brien have approached the Town that they would like to sell back the one grave plot at Paige Cemetery that they purchased in the Year 2010;

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorize Supervisor Arthur M. Merrill to purchase back on behalf of the Town of Colchester, Grave Plot NE#10 of Lot #58 in the Butcher Section at Paige Cemetery at the original purchase price of \$300.00

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

Deputy Supervisor reported that we have a request to use the Pepacton Park on Sunday, Sept. 10th; the Colchester Chamber of Commerce has scheduled their Annual 911 Commemorative Parade for that date and would like to use the park for their parade lineup; they would also like help with the parade permit and also assistance from the Police Dept. for traffic control. Town Clerk reported that Supervisor Merrill is aware of the parade permit and just needs the details. Board discussed.

NO. 59-2017 07/19/17 Public Facility Permit No.10-2017

Julie Markert made the following resolution:

WHEREAS, Dominick Dominguez on behalf of the Colchester Chamber of Commerce has applied for a Public Facility Permit to use the Pepacton Park located at 15500 State Hwy 30, on Sunday, September 10th from 10:00AM to 11:30AM for their parade lineup;

THEREFORE BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes the Town Clerk to issue Public Facility Permit No. 10-2017 to the Colchester Chamber of Commerce for the use of the Pepacton Park located at 15500 State Hwy 30, Downsville, NY on September 10, 2017.

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

NO. 60-2017 07/19/17 Sponsor Chamber of Commerce Parade & File Permit

Julie Markert made the following resolution:

BE IT RESOLVED that the Town Board of the Town of Colchester hereby sponsors the Colchester Chamber of Commerce Annual 911 Commemorative Parade to be held Sunday, September 10, 2017 on NY State Highway 30, Downsville, New York and hereby authorizes the Supervisor to file the NYSDOT Special Use Permit Application on behalf of the Colchester Chamber of Commerce.

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

Highway Supt. Kenneth Eck reported that interviews were held recently for the position of HEO1 due to the retirement of Arnold Sherwood. Highway Supt. Kenneth Eck recommends hiring George A. Wright as an HEO1 starting July 24th. Board discussed.

NO. 61-2017 07/19/17 Hire George A. Wright as an HEO1

Mark Mattson made the following resolution:

BE IT RESOLVED, that the Town of Colchester Superintendent of Highways, Kenneth Eck, be authorized to hire George A. Wright of 13044 State Hwy 30, Downsville, New York as an HEO1 Provisional 1st year Employee effective July 24, 2017 at the rate of \$16.55 per hour with benefits.

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

Highway Supt. Kenneth Eck reported that since the letter of retirement dated June 7th for Arnold Sherwood, he has had Kenneth R. Young Jr. acting as Deputy Highway Supt.; Highway Supt. Eck recommends appointing Ken Young as Deputy Highway Supt. and retro-paying him the extra stipend of seventy-five cents per hour. Board discussed.

NO. 62-2017 07/19/17 Appoint Kenneth R. Young Jr. Deputy Highway Superintendent

Julie Markert made the following resolution:

BE IT RESOLVED that the Town Board of the Town of Colchester hereby appoints Kenneth R. Young Jr. as Deputy Highway Superintendent for the Town of Colchester and hereby authorizes the retro-pay stipend of seventy-five cents per hour starting from June 7, 2017.

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

Councilwoman Markert reported that a resident commented that Paige Cemetery looked nice. Deputy Supervisor commented that she had heard praises also.

Councilwoman Markert stated that the Jones Family wanted to thank Officer Gavette for his assistance and professional manner in getting their father back home safely.

Councilwoman Markert inquired if the bridge project on Telford Hollow was going to be down to one lane, like the one on State Hwy 30/206? Councilman Mattson replied that the path of the new bridge is being directed next to the existing bridge, which will be torn down after completion of the new bridge.

Councilwoman Markert inquired to the status of paving State Hwy 30? Highway Supt. Eck replied that he was told that the NYSDOT was paving East Branch to Shinhopple and all of the NYSDOT parking lots. He was also told that the State Bridge Project had extra funds and the contractor was asked to pave from the bridge to town, up to Mink Brook and by Al's Sport Store. Board held discussion. Board agreed to give notice to NYSDOT that they are displeased and concerned with the unsafe and dangerous conditions of NYS Hwy 30 from Shinhopple to Downsville and suggested that the Supervisor send such notice to NYSDOT.

NO. 63-2017 07/19/17 NYSDOT Prior Written Notice of Unsafe/ Dangerous Conditions

Julie Markert made the following resolution:

BE IT RESOLVED that the Town Board of the Town of Colchester hereby directs that that the Town give Notice to the State of New York Department of Transportation that the Department's longstanding failure to maintain, repair, or resurface New York State Route 30 in the Town of Colchester has resulted in the deterioration of the pavement and the shoulders of the highway to the extent that ruts, potholes, and broken uneven surfaces present a dangerous condition which is hazardous to motorists and pedestrians. The specific location of the deteriorated highway commences at its intersection with the Hancock-Colchester boundary (8321 State Highway 30) in the area of the intersection of Trout Brook Road and River Road, and proceeds generally northerly to the intersection of New York State Route 30 and New York

State Route 206 (15053 State Highway 30) and continues to the hamlet of Downsville to the New York State Route 30 Highway Bridge (16023 State Highway 30).

The Town Supervisor shall give the Department of Transportation notice of the defective conditions of the highway and of the Town's concern for the safety of its citizens and the travelling public and requests that the Department of Transportation address this matter as a priority.

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

Councilman Lavorgna asked if the leak at the CFWD spring box was taken care of. Deputy Supervisor did not know the status of the leak.

Deputy Supervisor Champlin made the following announcements:

- Next Regular Board Meeting Wed., August 2nd at 7PM
- Town Clerk's Office Closed Wednesday, July 26th and Friday, July 28th

SUBMISSION OF BILL/EXPENSES: Julie Markert made the motion, seconded by Greg Lavorgna, that the vouchers be approved, subject to any corrections or deletions, Janet Champlin-aye, Greg Lavorgna-aye, Julie Markert-aye, Mark Mattson-aye, Arthur Merrill-absent, motion carried. Abstract No.13-2017 Voucher No.329-361; Totaling \$85,801.10.

With no further business, Greg Lavorgna made the motion for adjournment, seconded by Mark Mattson, Janet Champlin-aye, Greg Lavorgna-aye, Julie Markert-aye, Mark Mattson-aye, Arthur Merrill-absent, motion carried. Meeting adjourned at 7:45 PM.

Respectfully Submitted:

Julie B. Townsend
Town Clerk