

September 06, 2015

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held on Wednesday, September 16, 2015 at 7:00 PM at the Town Hall.

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

Recording Secretary: Julie B. Townsend Town Clerk

Others present: Kenneth R. Eck, Jr.-Highway Supt., Michael P. DeGroat-Town Attorney, Lillian Browne-Walton Reporter, Glen Faulkner, Steve Finch & Kendra Groechell-MTC, Mark Schneider-DCEC, Jason Miller-DTC, Bonnie Seegmiller, Mary Brawley-Fuat, Pio Deroda, Joan Homovich, Philip Lavorgna, Alan Donner, Ron MacDonald, Greg Lavorgna, James Noviello, Jonathan Lawrence, Collen Griffith and Tammy Lacey.

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, September 02, 2015 had been distributed earlier. Janet Champlin made the motion to accept the minutes as written, seconded by Julie Markert, all in favor, motion carried.

GUESTS: Glen Faulkner of Margaretville Telephone Company (MTC) introduced Steve Finch & Kendra Grochell also from MTC, Mark Schneider of Delaware County Electric Cooperative (DCEC), and Jason Miller of Delhi Telephone Company (DTC); they are in a joint effort establishing the Delaware County Broadband Initiative (DCBI); they are her tonight to give an update of the DCBI; their objective is to expand fiber-based broadband services to as many members of the Cooperative as they can with the funds available. Phase I Construction of fiber will begin in the first quarter of 2016; targeting members in the Towns of Hamden, Kortright, Meredith, Jefferson, Harpersfield and Colchester. Phase II is still in the early stages of development; pursuing additional funding to expand broadband to the largest extent practical throughout Delaware County. Mark Schneider of DCEC commented that we are very happy to get our members broadband; helping families and drawing part-time residents into full-time residents; we serve now 5300 customers, trying to get 1800 new customers; very costly project-\$25,000 per mile for fiber optics.

VISITOR COMMENTS: James Noviello presented a letter to the Board stating his concerns for the safety of his family, neighbors and community that live on Fuller Hill Road; there was an accident yesterday involving a tractor trailer that left the roadway and caused major damage to a structure and possessions of a resident; on an average of two tractor trailers a week are on this road; asking the Board to look into getting better road signs for the entrance of Fuller Hill Road and Horton Brook Road; also asking to look into getting this road off GPS navigation and some type of surveillance so that violators can be ticketed for jeopardizing the safety of a community. Supervisor commented that two new larger signs have been ordered, they will go on the Horton Brook side and the two smaller ones will be on the Fuller Hill side; we share your concern and appreciate your comments. Highway Supt. commented that by Board Resolution we can put a 3-way STOP sign at the intersection of River Road and Fuller Hill Road. Board discussed briefly.

## CORRESPONDENCE:

- Delaware County Sheriff's Office- Press Release- DCSO is investigating a late August hit and run accident that has resulted in the closure of the Corbett Bridge; anyone who may have information concerning the damage should contact DCSO.
- Dawn R. D'Addezio- Final date of resignation as Court Clerk is Sept. 29, 2015.

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

- Town Justice Arthur C. Edel- August 2015.
- Town Justice Edward J. DeRosia- August 2015.

Supervisor Merrill reported that after the paperwork was sent in for FEMA#4031-PW2238-Holiday Brook Road- Bridge Project, we received a bill from the County DPW for the temporary bridge; we have sent this to FEMA as an addition.

Highway Supt. Eck reported that JB12 Corp is sheet piling H5 Berg Brook Rd Bridge Project (Contract TC-2015-02- FEMA#1710-PW150); should be completed by Nov. 1<sup>st</sup>.

Highway Supt. reported that R. DeVincentis Construction has installed the temporary bridge on the FEMA#1710-PW150-H4 Holiday Brook Rd Bridge Replacement Project (Contract TC-2015-01); culvert is out and this project should also be completed by Nov. 1<sup>st</sup>.

Supervisor Merrill reported that the Town submitted an Extension Request for FEMA#1710-PW150 on July 13, 2015; NYS Homeland Security and FEMA have 60 days to respond with a determination for an extension request; despite several phone calls to John Fink, to determine if there was going to be a written extension approval; the Town therefore makes the determination that the approval for extension is granted until the requested date of October 01, 2016.

Supervisor reported that he has received more paperwork on the SAM Grant for the Replacement Salt Storage Shed at the 6292 River Road Garage; process is moving slowly.

Highway Supt. Eck reported that he has traveled to Tracey Road in Syracuse to see the progress on the 2016 Freightliner Truck; it is getting the plow and box installed now; we should have the truck by Nov 1<sup>st</sup> if not sooner.

Supervisor Merrill reminded everyone he is working on the number for the 2016 Budget; any requests should be made to him soon.

Supervisor reported that we have had discussions with Del Co DPW and advisement that a 3-way STOP sign could be installed at the intersection of Fuller Hill Road and River Road; we have had three major accidents on this road in the last few years; 20% of the vehicles come off the hill with their brakes smoking; sign would stop people from a dangerous situation. Highway Supt. Eck reported that DPW Commissioner Wayne Reynolds commented that V&T Law Section 1651 states that we can place the stop sign by Board Resolution. Board discussed. Councilman Mattson made the motion to table until next meeting, seconded by Councilwoman Markert; Mark Mattson-aye, Julie Markert-aye, Janet Champlin-aye, Gilbert Close-no, Arthur Merrill-no, motion carried. Board will investigate and discuss further at their next meeting.

Supervisor Merrill reported that we have received information from NYS Retirement that suggests that we should re-visit our Standard Work Day Resolution; all elected officials should be the same a 6-hour day; laborers an 8-hour day; we need to change the Supervisor, Town Clerk and Highway Supt. to 6-hour days; this all reflects in the retirement days for those in the NYS Retirement System. Board discussed.

NO. 99-2015 09/16/15 Standard Work Day Resolution

Janet Champlin made the following resolution:

WHEREAS, the Town Board of the Town of Colchester, Delaware County, New York are hereby required to comply with the New York State Retirement System in setting standard work days for elected and appointed employees; and

WHEREAS, each employee in the retirement system and who is not participating in a time and attendance system will prepare a record of their work-related activities for three consecutive months; and

WHEREAS, such record will be provided to the legislative clerk within 150 days of taking office at which time the governing board must review the record to determine if the activities listed constitute reasonable work for the position;

NOW, THEREFORE BE IT RESOLVED, that the following hours would designate a day's work for this purpose:

6 hours = one day worked for Account Clerk, Assessor, Cleaning Personnel, Code Enforcement Officer, Council Member, Court Clerk, Deputy Town Clerk, Dog Control Officer, Justice, Planning Board Clerk, Supervisor, Town Clerk, Superintendent of Highways, Tax Collector, Town Attorney, and Water Superintendent.

8 hours = one day worked for all Police, Highway, Cemetery and Seasonal Employees.

FURTHER BE IT RESOLVED, appointed employees regardless of membership in the New York State Retirement System will provide weekly/by-weekly time worked log sheets to the Supervisor and serve as the employer's time keeping system of hours worked and will immediately become effective on the first day of the following month.

FURTHER BE IT RESOLVED, the following resolution shall be reviewed for accuracy at the Town of Colchester's Organizational meeting each year.

Resolution was seconded by Mark Mattson.

This resolution was put to a vote by roll call and resulted as follows:

Town Supervisor, Arthur M. Merrill	voting aye
Councilperson, Janet L. Champlin	voting aye
Councilperson, Gilbert D. Close	voting aye
Councilperson, Julie A. Markert	voting aye
Councilperson, Mark W. Mattson	voting aye

The resolution was declared to be duly adopted by the members of the Town Board of the Town of Colchester.

NO.100-2015 09/16/15 Standard Work Day & Reporting Resolution for Elected & Appointed Officials

Mark Mattson made the following resolution:

BE IT RESOLVED, that the Town of Colchester/Location Code 30554 hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping systems records or record of activities maintained and submitted by these officials to the clerk of this body.

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

Title	Name	Social Security Number (Last 4 digits)	Registration Number	Standard Work Day (Hrs./day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
<b>Elected Officials</b>							
Town Clerk	Julie B. Townsend			6	01/01/2014 – 12/31/2017	N	28.45
Supt. of Highways	Kenneth R. Eck Jr.			6	01/01/2014-12/31/2015	N	31.34

Assessor	Gerald P. Merrill	6	01/01/2012-12/31/2015	N	8
Council Member	Janet Champlin	6	01/01/2012-12/31/2015	N	3
<b>Appointed Officials</b>					
Code Enforcement Officer	Thomas R. Zampolin	6	01/01/2015-12/31/2015	Y	N/A
Supervisor's Bookkeeper/Account Clerk	Dawn R. D'Addezio	6	01/01/2015-12/31/2015	Y	N/A
Court Clerk	Caitlin E. West	6	07/01/2015-12/31/2015	Y	N/A
Deputy Town Clerk	Susan D. Early	6	01/01/2014-12/31/2017	Y	N/A
Cleaning Personnel	Lorraine V. Ray	6	01/01/2015-12/31/2015	Y	N/A
Water Superintendent	Ronnie L. MacDonald	6	01/01/2015-12/31/2015	N	10.82
Pool Director	Janice L. Stickle	8	06/01/2015-12/31/2015	Y	N/A
Lifeguard	Leigha C. LaTourette	8	06/01/2015-12/31/2015	Y	N/A
Lifeguard	Kendra M. Lacey	8	06/01/2015-12/31/2015	Y	N/A
Lifeguard	Rebecca R. Reed	8	06/01/2015-12/31/2015	Y	N/A

Supervisor reported that the Town Clerk will be attending a NYS Town Clerk Association Regional Meeting in Waterloo on Monday, October 5<sup>th</sup>; there is a voucher in tonight for the program and she will be submitting a bill for lodging and mileage as the meeting is 3 hours away; Deputy will be in the office.

Supervisor Merrill reported that the Cemetery Supervisor has asked if one of the seasonal workers could continue for a few hours a day for a few more weeks; he has work study in the mornings. Board discussed. They did not have a problem with a few more weeks, but it was suggested that we look into the work study program, not sure we can pay him.

Supervisor Merrill made the following announcements:

Next Board Meeting-Wed., October 07, 2015 at 7:00 PM

Joan Homovich commented that it was posted that Trout Unlimited has completed the Horse Brook Bridge Project. Supervisor replied yes, guide rail may still need to be installed. Supervisor Merrill also announced that Campbell Mtn. Road is officially open again.

**SUBMISSION OF BILL/EXPENSES:** Janet Champlin made the motion, seconded by Gilbert Close, that the vouchers be approved, subject to any corrections or deletions, all in favor, motion carried. Abstract No.17-2015; Voucher No.491-520; Totaling \$71,530.90.

Councilwoman Markert commented that there are so many signs at the Covered Bridge, could there be one better sign instead of so many. Highway Supt. replied that most of the signs were placed by Del Co DPW as it is their bridge. Board discussed.

Janet Champlin made the motion to go into executive session upon recommendation of the Supervisor to discuss personnel issues, seconded by Mark Mattson, all in favor, motion carried. Board entered executive session at 8:15 PM. Board held discussion. Councilman Close left the meeting at 8:35PM. Mark Mattson made the motion to enter back into regular session, seconded

by Julie Markert, Mark Mattson-aye, Julie Markert-aye, Janet Champlin-aye, Arthur Merrill-aye, Gilbert Close-absent, motion carried. Board entered regular session at 9:01 PM. Board made no decision forthcoming.

With no further business, Janet Champlin made the motion for adjournment, seconded by Mark Mattson, Mark Mattson-aye, Julie Markert-aye, Janet Champlin-aye, Arthur Merrill-aye, Gilbert Close-absent, motion carried. Meeting adjourned at 9:01 PM.

Respectfully Submitted:

Julie B. Townsend, Town Clerk