

November 02, 2016

A Public Hearing was held by the Town Board of the Town of Colchester, Delaware County, New York on Wednesday, November 02, 2016 in the Town Hall for the purpose of hearing the public's comments on the Preliminary Budget for 2017. Proof of Notice having been read by the Town Clerk, the Public Hearing on the Preliminary Budget for 2017 was called to order by Supervisor Arthur M. Merrill.

Supervisor reported that a couple of numbers were changed for the DWD and Hwy Unexpended Balance; there was an increase of \$19,300 from last year's budget, therefore we did not override the tax cap.

No one spoke in favor of the 2017 Budget.

No one spoke against of the 2017 Budget.

All persons desiring to be heard, having been heard, the Public Hearing was declared closed by Supervisor Merrill at 7:12PM.

Respectfully Submitted:
Julie B. Townsend, Town Clerk

November 02, 2016

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held on Wednesday, November 02, 2016 immediately following the Public Hearing at 7:12 PM at the Town Hall.

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

Recording Secretary: Julie B. Townsend Town Clerk

Others present: Kenneth R. Eck, Jr.-Highway Supt., Michael P. DeGroat-Town Attorney, Officer Ernie Cawley, Jeff Francisco-Delaware Engineering, Abby Butler-Walton Reporter, Alan Donner 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, October 19, 2016 had been distributed earlier. Janet Champlin made the motion to accept the minutes as written, seconded by Greg Lavorgna, all in favor, motion carried.

VISITOR COMMENTS: Jeff Francisco of Delaware Engineering presented the official bid documents for Contract TC1-G-2015; CFWD Water System Improvements Project; Notice to Proceed was issued on October 20th and Louis Banker has started the project by clearing trees; tanks are to be delivered on Nov. 28th, weather permitting.

CORRESPONDENCE:

- Best Dam Race Committee- Thank You for continued support for their race; raised \$2,500 to go towards the construction of a fitness trail in Downsville.
- Dr. L. Ashmann- Family not pleased with grass left on cemetery monuments at Paige Cemetery.

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

- Cooks Falls Water District- October 2016- 24 customers balance due \$2,903.45; Receipts of \$3,471.06 disbursed to Supervisor.
- Downsville Water District- October 2016- 72 customers balance due \$9,206.95; Receipts of \$18,860.77 disbursed to Supervisor.
- Town Clerk- October 2016 -Total disbursed \$1,245.51 of which \$1163.51 was Town revenues.
- Planning Board- September 15, 2016 Minutes.
- Police- October 2016.

Councilman Mattson inquired about the water budgets for this year; are we going to be short? Supervisor replied that we are getting close; the Town Clerk/Water Clerk just gave us a check for the DWD in the amount of \$18,860.77; the Town and Downsville Fire District is billed once a year and those funds have come in; we run about \$25,000 in the account; we know that when the new project starts, each customer will need to have an increase of \$19 per year; we will need to raise rates next year.

Supervisor reported that a voucher to Tracey Road Equipment in the amount of \$185,718.00 is in tonight's bills for the 2017 Freightliner; it should be delivered before the next meeting.

Supervisor Merrill reported that the deadline for the CDBG-Housing Rehabilitation Program is November 11, 2016.

Supervisor reported that last meeting we adopted Resolution No.126-2016 awarding Mirabito Energy Products Bid Proposal No.01-16 Fuel; they have been in contact with us and stated that the firm bid prices were only good through Sept. 13th. New firm bid prices are as follows:

No.2 Heating Fuel- Mirabito -Firm Bid Price of \$2.1314 (\$2.0213+0.1101) per gal.

Kerosene

Mirabito Energy Products- Firm Bid Price of \$2.6013 (\$2.4813+0.12) per gal.

Winter Blend

Mirabito Energy Products- Firm Bid Price of \$2.5908 (\$2.4708+0.12) per gal.

Diesel Fuel

Mirabito Energy Products- Firm Bid Price of \$2.1308 (\$2.0108+0.12) per gal.

Propane

Mirabito Energy Products- Firm Bid Price of \$1.34 per gal. (No change)

Board discussed. The new firm bid prices listed will be honored until noon, Thursday, Nov. 3rd.

NO.131-2016 11/02/16 Accept New Firm Prices for Bid Proposal No. 1-16 Fuel

Julie Markert made the following resolution:

BE IT RESOLVED that the Town Board of the Town of Colchester hereby accepts the new firm bid prices from Mirabito Energy Products for Bid Proposal No. 1-16 Fuel at a rates of:

No.2 Heating Fuel - Firm Bid Price of \$2.1314 per gal.

Kerosene- Firm Bid Price of \$2.6013 per gal.

Winter Blend - Firm Bid Price of \$2.5908 per gal.

Diesel Fuel- Firm Bid Price of \$2.1308 per gal.

Propane - Firm Bid Price of \$1.34 per gal.

FURTHER RESOLVED, that the Town Board hereby gives authorization to Supervisor Arthur M. Merrill to enter into contract with Mirabito Energy Products of 49 Court Street, PO Box 5306, Binghamton, New York 13902 for fuel to be delivered at various locations within the Town of Colchester.

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

Supervisor Merrill asked if there were any more questions or concerns with the budget, if not then asked for its' adoption.

NO.132-2016 11/02/16 2017 Budget Adopted

Julie Markert made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby accepts the Town of Colchester Preliminary Budget for 2017 as presented and that it be adopted as the Final 2017 Budget.

Resolution was seconded by Janet Champlin. This resolution was put to a vote by roll call and resulted as follows:

Town Supervisor, Arthur M. Merrill	voting aye
Councilperson, Janet Champlin	voting aye
Councilperson, Julie A. Markert	voting aye
Councilperson, Mark W. Mattson	voting aye
Councilperson, Gregory L. Lavorgna	voting aye

The resolution having received majority vote of the members of the Town Board of the Town of Colchester, the 2017 Budget was declared to be duly adopted. And hereby affixed one certified copy of the 2017 Budget.

Supervisor reported that the term of William Reichert to the Board of Assessment Review has expired; we would like to appoint him for another five year term and Mr. Reichert has agreed.

NO.133-2016 11/02/16 Appoint William Reichert to Board of Assessment Review

Upon recommendation from the Supervisor, Janet Champlin made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby re-appoints William Reichert of 28328 State Hwy 206, Downsville, New York to the Board of Assessment Review for the term of 10-01-2016 to 09-30-2021.

Resolution seconded by Mark Mattson, all in favor, resolution declared adopted.

Supervisor Merrill read a letter of resignation from Brian Buchholz for the Town Highway Dept.

NO.134-2016 11/02/16 Accept Letter of Resignation from Brian Buchholz

Mark Mattson made the following resolution:

WHEREAS, on October 20, 2016 a letter of resignation was presented to Supervisor Arthur M. Merrill from Brian Buchholz from the Highway Department;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Colchester hereby accepts said Letter of Resignation from Brian Buchholz as a Town of Colchester HEO1 effective October 31, 2016;

FURTHER RESOLVED that the Town Board hereby thanks Brian for his service to the township and wishes him well in future endeavors.

Resolution was seconded by Julie Markert, all in favor, resolution declared adopted.

Supervisor Merrill shared a letter he received from John Evans, DCSD Superintendent requesting that the Town makes a formal request to the NYSDOT that a 30mph speed limit be established for Jug Tavern Road. Board discussed. Board agreed to pursue the request and ask for a safety study to be done by NYSDOT.

Supervisor Merrill made the following announcements:

- Town Hall Offices Closed Friday, Nov. 11th Veterans Day
- Next Regular Board Meeting Wed., November 16th at 7PM – a presentation from MEGA-Municipal Electric and Gas Alliance
- Town Hall Offices Closed Friday, Nov. 24-27 Thanksgiving Weekend

Councilman Lavorgna asked about the status of the snowmobile trail through town. Supervisor replied that he did not pursue the issue; the snowmobile club was handling it.

Councilman Lavorgna inquired if there was a cellphone policy at the highway department? What about at Town Hall? And is there an issue with Facebook posts? Supervisor replied that there is a policy at the highway garage and not elsewhere; it was a safety issue with the highway dept. and it has been dealt with; not aware of any Facebook issues.

Supervisor Merrill reported that the County is wrapping up the 2017 Budget; it will be presented next week at their meeting; we did not meet the tax cap; no tax reserve and with a 2% raise for 500 employees makes the tax cap very difficult to make without forcing to use reserves.

Councilman Mattson asked if the County was having problems with the towers. Supervisor replied that about half of the new emergency towers have been done this year; it is a slow process.

Highway Supt. Eck asked for permission to post accepting applications for HEO1 must have a CDL Class B license and a clean DOT physical. Board agreed.

SUBMISSION OF BILL/EXPENSES: Mark Mattson made the motion, seconded by Greg Lavorgna, that the vouchers be approved, subject to any corrections or deletions, all in favor, motion carried. Abstract No.20-2016; Voucher No.522-545; Totaling \$204,966.68.

Julie Markert made the motion to go into executive session to discuss police personnel issues, seconded by Greg Lavorgna, all in favor, motion carried. Board entered executive session at 7:58 PM. Officer Cawley was invited to stay. Board held discussion. Julie Markert made the motion to enter back into regular session, seconded by Mark Mattson, all in favor, motion carried. Board entered regular session at 8:17 PM. Board made no decision forthcoming.

With no further business, Janet Champlin made the motion for adjournment, seconded by Mark Mattson, all in favor, motion carried. Meeting adjourned at 8:17 PM.

Respectfully Submitted:

Julie B. Townsend
Town Clerk