

May 02, 2018

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held on Wednesday, May 02, 2018 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 entered at 7:11PM  
Gregory L. Lavorgna Councilman  
Recording Secretary: Julie B. Townsend Town Clerk

Others present: Kenneth R. Eck, Jr.-Highway Supt., Michael DeGroat-Town Attorney, Jeff Francisco-Delaware Engineering, Melissa Johns-The Reporter, Bonnie Seegmiller, Jim Shields, Joan Homovich and Mary Brawley-Fuat.

The Meeting was called to order by Supervisor Arthur M. Merrill and led the group in the Pledge of Allegiance.

The minutes of the Public Hearing on April 18, 2018 had been distributed earlier. Janet Champlin made the motion to accept the minutes as written, seconded by Mark Mattson, Janet Champlin-aye, Mark Mattson-aye, Greg Lavorgna-aye, Arthur Merrill-aye, Julie Markert-absent, motion carried. The minutes of the last regular meeting, April 18, 2018 had been distributed earlier. Greg Lavorgna made the motion to accept the minutes as written, seconded by Mark Mattson, Janet Champlin-aye, Mark Mattson-aye, Greg Lavorgna-aye, Arthur Merrill-aye, Julie Markert-absent, motion carried.

GUESTS: Jeff Francisco of Delaware Engineering reported on the CFWD Water System Improvements Project- DWSRF#16601: Louis Banker (#TC1-G-2015) has Payment Application No.5 in the amount of \$16,828.38 in tonight's vouchers; we are holding \$3,925.00 to make sure the punch list is completed; we need to order a new chemical feed pump, one is not working properly; we would also like to submit DWSRF 16601 Requisition No.4 in the amount of \$4,310.64, this will close out the grant funds that were available; the CFWD will be responsible for everything from now on. Board Discussed.

NO. 45-2018 05/02/18 #TC1-G-2015 Payment Application No.5

Janet Champlin made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes the Town Supervisor to sign and pay #TC1-G-2015 Payment Application No.5 in the amount of \$16,828.38 to Louis Banker for work completed to date for the CFWD Water System Improvements Project.

Resolution was seconded by Greg Lavorgna.

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    | absent     |
| Councilperson, Mark W. Mattson     | voting aye |
| Councilperson, Gregory L. Lavorgna | voting aye |

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

NO. 46-2018 05/02/18 DWSRF 16601 Requisition No.4

Janet Champlin made the following resolution:

WHEREAS, the Town of Colchester had applied for funding for the Cooks Falls Water District Improvement Project, D0-16601; and

WHEREAS, the NYS Environmental Facilities Corporation has approved the aforementioned application; and

WHEREAS, the Town may now request disbursements for project costs; and

WHEREAS, such funds will be automatically deposited in the project account,

THEREFORE BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes the Town Supervisor to sign and submit such paperwork as is necessary to receive said funds in the amount of \$4,310.64 for Requisition No.4.

Resolution was seconded by Greg Lavorgna.

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    | absent     |
| Councilperson, Mark W. Mattson     | voting aye |
| Councilperson, Gregory L. Lavorgna | voting aye |

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

Jeff Francisco of Delaware Engineering also reported that we are still waiting for NYS Dept. of Health approval on bid documents before going to bid.

VISITOR COMMENTS: Joan Homovich inquired to the type of foot-bridge the Town was constructing over Downs Brook?

Councilwoman Julie Markert entered the meeting at 7:11PM.

Supervisor replied that at the time of planning only snowmobiles will be allowed.

Joan Homovich inquired to the loan agreement for the eagles. Supervisor replied that it is the same previous agreement but the fee has been removed. Ms. Homovich suggested that we should approach local businesses again, stating there is no fee.

Jim Shields commented that when Steve Brown was traveling he found a walking bridge in Honesdale, PA; it is 100ft long by 4ft wide and 4ft high; we are the second party interested in the bridge, waiting to see if the first party is still interested; some of the steel would have to be replaced; may not be wide enough but could use the railings; it would cost \$2,000-3,000 to repair; asking \$3,000; it is on a trailer in two sections; the owner has permit to move and could deliver to Downsville. Supervisor commented that the Pepacton Park Committee has funds to purchase the walking bridge. Board discussed.

Jim Shields also commented that the Delhi Rehabilitation and Nursing Center is open and has 40 residents, some local residents; there are a total of 170 rooms.

#### CORRESPONDENCE:

- Del. Co. DPW- Bridge Work starting May 7<sup>th</sup> for five weeks on County 7 over the Beaverkill in the Town of Colchester.
- Del. Co. Board of Supervisors Clerk- Governor's Office advised that the state has budgeted funds to resurface the following roads in Del. Co.: \$2.1 million for Rte. 10; \$1.8 million for Rte. 28; \$908,000 for Rte. 97.

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

- Cooks Falls Water District- April 2018- 33 customers balance due \$2,480.50; Receipts of \$2,775.02 disbursed to Supervisor.
- Downsville Water District- April 2018- 77 customers balance due \$9,098.52; Receipts of \$12,907.04 + \$11,000 on April 10<sup>th</sup> disbursed to Supervisor.
- Town Clerk- February 2018 -Total disbursed \$701.60 of which \$669.60 was Town revenues.
- Police Report- April 2018.

Supervisor Merrill reported that we need to do a budget amendment for the DWD as we received Requisition #3 from NYSEFC for the DWSRF #17537 Project. Board discussed.

NO. 47-2018 05/02/18 Budget Amendment for DWD

Julie Markert made the following resolution:

WHEREAS, the Downsville Water District has made Requisition Number 3 to the New York State Environmental Facilities Corporation in the amount of \$8,486.25 for the DWD DWSRF #17537 Project; and

WHEREAS, the Town of Colchester has received said NYSEFC funds in the amount of \$8,486.25;

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 DWD Revenue State Aid/Water Capital Project Fund #3991.08 by \$8,486.25 and increasing the DWD Appropriations Rehabilitation Grant Fund #8668.4.08 by \$8,486.25.

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

Supervisor reported that CEO Tom Zampolin had contacted five contractors for the addition to the Cooks Falls Highway Garage Project; we received the following three bids:

|   |             |
|---|-------------|
| James A. Stevenson Carpenter Contractor | \$36,875.00 |
| D&N Improvements, LLC                   | \$38,765.00 |
| Paul G. Ryder III Construction          | \$27,530.00 |

Board discussed. Hwy Supt Kenneth Eck reported that the Town Highway will be doing in-kind services to start the project off; Hwy Dept. will be doing excavation and concrete work of setting the footings and floor. Board discussed.

NO. 48-2018 05/02/18 Award Cooks Falls Hwy Garage Project

Julie Markert made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby accepts the bid of Paul G. Ryder III Construction in the amount of \$27,530.00 and hereby authorizes Supervisor Arthur M. Merrill to enter into contract with Paul G. Ryder III Construction for the construction of a 30' x 20' addition to the Cooks Falls Highway Garage.

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

Bonnie Seegmiller reported on the Clean Energy Communities Program/Grant: Ms. Seegmiller and Supervisor Merrill met this morning with PlugIn Stations Online (this was the other company that we spoke with at the beginning of our interests); he stated that it will work from our proposed site; we have to write the grant and the deadline is May 31<sup>st</sup>; we need letters of support for the grant application. Board agreed to continue this project.

Supervisor reported that four companies have looked at the Town Hall building for an air conditioning system; we hope to receive their quotes soon.

Town Attorney Michael DeGroat submitted a purchase agreement for the Town of Andes to purchase the 2012 Freightliner Dump Truck.

Councilman Lavorgna inquired about the findings of a new police building. Supervisor replied that CEO Zampolin had spoken with Richard Wakeman and to add on to the highway building

on River Road, it would cost \$250per square foot, estimated at \$360,000; that's too much money for two bays and office space; if it was all office space it would be \$300per square foot; we will look into other options.

Supervisor reported that each year that we have new or changes in the Standard Work Day for Elected & Appointed Officials due to their terms, we must do a resolution of reporting days to the NYS Retirement System. Board discussed.

NO. 49-2018 05/02/18 SWD & Reporting Resolution for Elected & Appointed Officials

Janet Champlin 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.

| Title                                 | Name                | Social Security Number<br>(Last 4 digits) | Registration Number | Standard Work Day<br>(Hrs./day) | Term Begins/Ends      | Participates in Employer's Time Keeping System<br>(Y/N) | Days/Month<br>(based on Record of Activities) |
|---------------------------------------|---------------------|---|---------------------|---------------------------------|-----------------------|---|---|
| <b>Elected Officials</b>              |                     |   |                     |                                 |                       |   |   |
| Supt. of Highways                     | Kenneth R. Eck Jr.  |   |                     | 6                               | 01/01/2018-12/31/2019 | N   | 31.34   |
| Town Clerk                            | Julie B. Townsend   |   |                     | 6                               | 01/01/2018-12/31/2021 | N   | 26.05   |
| <b>Appointed Officials</b>            |                     |   |                     |                                 |                       |   |   |
| Code Enforcement Officer              | Thomas R. Zampolin  |   |                     | 6                               | 01/01/2016-12/31/2016 | N   | 14.97   |
| Supervisor's Bookkeeper/Account Clerk | Dawn R. D'Addezio   |   |                     | 6                               | 01/01/2016-12/31/2016 | N   | 24.11   |
| Water Superintendent                  | Ronnie L. MacDonald |   |                     | 6                               | 01/01/2016-12/31/2016 | N   | 10.82   |

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, Mark W. Mattson     | voting aye |
| Councilperson, Julie A. Markert    | voting aye |
| Councilperson, Greg L. Lavorgna    | voting aye |

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

Supervisor reported that an advertisement has gone in the newspaper for summer youth positions; we asked that the applications be in by May 11<sup>th</sup>; we would like to hire the cemetery youths at the May 16<sup>th</sup> meeting.

Supervisor Merrill read a letter of resignation from Alan Donner from the Board of Assessment Review; he will not be here the month of May, he thought the dates were for April. Supervisor recommended appointing Mary Brawley-Fuat for this five year term. Board discussed.

NO. 50-2018 05/02/18 Letter of Resignation Alan Donner

Greg Lavorgna made the following resolution:

WHEREAS, on April 24, 2018 a letter of resignation was presented to Supervisor Arthur M. Merrill from Alan J. Donner as a Member of the Board of Assessment Review effective immediately;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Colchester hereby accepts said Letter of Resignation from Alan J. Donner as a Town of Colchester Member of the Board of Assessment Review effective immediately.

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

NO. 51-2018 05/02/18 Appoint Mary Brawley-Fuat to Board of Assessment Review

Upon recommendation from the Supervisor, Greg Lavorgna made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby appoints Mary Brawley-Fuat of 1440 Doe Brook Road, Hamden, New York to the Board of Assessment Review for the term of 05-02-2018 to 09-30-2022.

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

Supervisor Merrill made the following announcements:

- Next Regular Board Meeting Wed., May 16<sup>th</sup> at 7PM
- Kaatirondack Benefit Planning Health Insurance Presentation Mon. May 21<sup>st</sup> at 6PM
- Grievance Day Tuesday, May 22<sup>nd</sup> 4-8PM

Supervisor announced that the Board has been invited to the dedication of a Memorial Bench in the Memory of Sonny & Ellen Mattson on Thursday, May 24<sup>th</sup> at 10:30AM at the Downsville Covered Bridge Park.

Supervisor Merrill reported that he has been working on the LED Message Sign with Colleen Griffith; could not get a good signal.

Councilwoman Champlin asked Highway Supt. Eck if he received a complaint letter on Morton Hill Road. Highway Supt. Eck replied that he is looking into the complaint; he also reported that the sink hole on Campbell Mtn. Road is holding its own; Graydon Dutcher of the DCSWCD is coming over to review the site.

SUBMISSION OF BILL/EXPENSES: Greg Lavorgna made the motion, seconded by Janet Champlin, that the vouchers be approved, subject to any corrections or deletions, all in favor, motion carried. Abstract No.08-2018 Voucher No.205-224; Totaling \$38,386.57.

With no further business, Janet Champlin made the motion for adjournment, seconded by Mark Mattson, all in favor, motion carried. Meeting adjourned at 8:15 PM.

Respectfully Submitted:

Julie B. Townsend, Town Clerk