

October 02, 2019

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held on Wednesday, October 02, 2019 at 7:00 PM at the Town Hall.

Present: Arthur M. Merrill Supervisor
Julie A. Markert Councilwoman Entered at 7:08PM
Gregory L. Lavorgna Councilman
Janet L. Champlin Councilwoman

Absent: Mark W. Mattson Councilman

Recording Secretary: Julie B. Townsend Town Clerk

Others present: Kenneth R. Eck, Jr.-Highway Supt., Michael DeGroat-Town Attorney, Vicky Klukkert-The Reporter, Jeff Francisco-Delaware Engineering, Bonnie Seegmiller and Officer Cawley.

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 18, 2019 had been distributed earlier. Janet Champlin made the motion to accept the minutes as written, seconded by Greg Lavorgna, Janet Champlin-aye, Greg Lavorgna-aye, Arthur Merrill-aye, Mark Mattson-absent, Julie Markert-absent, motion carried.

GUESTS: Jeff Francisco of Delaware Engineering has been talking with Richard Wakeman, low bidder of Contract #TC1-G-2019 for Downsville Water System Improvement Project DWSRF #17537; Mr. Wakeman is waiting on one of his vendors before committing to his low bid. Town Attorney commented that if there is an increase we will have to revisit the bid.

VISITOR COMMENTS: none

CORRESPONDENCE:

- Stanley M. Strain- Letter of Resignation as Sub. Transfer Station Supt. effective 9/27/2019. Board accepted resignation with regrets. Board discussed alternate substitutions. Councilwoman Markert entered the meeting at 7:08PM.

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

- Cooks Falls Water District- September 2019- 19 customers balance due \$2,500; Receipts of \$55.00 disbursed to Supervisor.
- Downsville Water District- September 2019- 30 customers balance due \$5,651.26; Receipts of \$585.32 disbursed to Supervisor.
- Town Clerk- September 2019- Total disbursed \$1,278.00 of which \$1,245.00 was Town revenues.
- Police- September 2019 Activity Report.
- Supervisor- Operating Statement for the Period Ending 09/30/2019.
- Town Justice DeRosia- September 2019.

Supervisor Merrill reported that Bond Council has requested that we confirm the Engineer's revised Engineering Report for the DWSRF #17537 Project. Town Attorney stated that the Engineer has estimated the total increased maximum cost not to exceed \$463,476 and we had posted it previously at \$495,000. Board discussed.

NO.111-2019 10/02/19 Resolution Confirming Receipt of Engineering Report and Confirming Resolution and Order Calling Public Hearing

Greg Lavorgna offered the following resolution:

WHEREAS, the Town Board of the Town of Colchester (herein called "Town Board" and "Town", respectively, in the County of Delaware, New York, on behalf of the Downsville Water District, in the Town (herein called "District"), after a public hearing duly called and held on February 21, 2017, approved the improvement of facilities of the District, consisting of water system improvements as described in the Preliminary Engineering Report prepared by Delaware Engineering, P.C., engineers duly licensed by the State of New York (herein called "Engineer") dated February, 2017. Such improvements include construction of a new water filtration plant for the existing spring source, and including original furnishings, equipment, machinery and apparatus required therefor;

WHEREAS, following completion of design and opening of bids for the acquisition, construction and installation of the improvements, based on the report of the Engineer the Town Board by resolution adopted September 18, 2019 authorized publication of a notice of public hearing regarding an increased in the estimated maximum amount not to exceed \$495,000; and

WHEREAS, the Engineer has completed and filed with the Town Clerk an amendment to Engineer's report dated September 20, 2019 for the improvement of facilities of the District, and the Engineer has estimated the total increased maximum cost thereof not to exceed \$463,476;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. A public hearing of the Town Board of the Town shall be held at the Town Hall in the Town on October 16, 2019 at 7PM. (Prevailing Time) to consider said increased maximum estimated cost in the revised amount of \$463,476 for the proposed improvement of facilities of the Downsview Water District pursuant to Section 202-b of the Town Law and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law;
2. There is hereby ratified and confirmed the publication of notice by the Town Clerk in The Reporter, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town.
3. The Town Clerk shall post on the signboard of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a notice in substantially the form attached hereto, the first publication thereof and posting to be not less than ten (10) days or more than twenty (20) days before the date of such public hearing.
4. This Resolution shall take effect immediately.

Resolution was seconded by Janet Champlin. The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Arthur M. Merrill	Voting Aye		
Janet L. Champlin	Voting Aye	Gregory L. Lavorgna	Voting Aye
Julie A. Markert	Voting Aye	Mark W. Mattson	Absent

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

Supervisor reported that we are still holding the final voucher for Tau Engineering on the Tiffany Hollow NFPP Grant- Gregory Hollow Road Stream Crossing Project; due to the engineer's design DOIG Excavating will need a change order.

Supervisor Merrill reported that the 2020 Ford F150 4x4 Pickup Truck has been ordered from Genesee Valley Ford LLC for the delivered price of \$26,447.54.

Supervisor reported that we still have a few more employees that need to complete the Sexual Harassment Prevention Training.

Highway Supt Eck reported that the repairs to the sink hole on Horse Brook Road is holding.

Hwy Supt reported that GSI is starting the Campbell Mtn. Rd Soil Nail Project on October 14th.

Highway Supt Eck reported that the surplus inventory has not gone to auction yet; Auction International has not been here to take pictures of our items.

Highway Supt reported that the 2019 International CV515 4x4 2019 International CV515 4x4 Plow Truck has been ordered from Stadium International Trucks for the delivered price of \$81,296.00. Town Attorney commented that in the future he would like to review the piggy back bids prior to the meeting and accepting the contracts, so that he has time for verification of County or State Contracts.

Supervisor Merrill reported that we need to make a budget amendment for the 2015 Freightliner that we sold to the Town of Decatur. Board discussed.

NO.112-2019 10/02/19 Highway Budget Amendment

Julie Markert made the following resolution:

WHEREAS, on September 26, 2019 the Town of Colchester received said check #1234 from the Town of Decatur in the amount of \$125,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to amend the 2019 Budget by increasing the Highway Revenue Sales of Equipment Fund #2665.3 by \$125,000 and increasing the Highway Machinery Equipment Fund #51302.3 by \$125,000.

Resolution was seconded by Janet Champlin.

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

Arthur M. Merrill	Voting Aye		
Janet L. Champlin	Voting Aye	Gregory L. Lavorgna	Voting Aye
Julie A. Markert	Voting Aye	Mark W. Mattson	Absent

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

Supervisor reported the Town Clerk presented the past due water bills and by law we need to make a resolution to add them to the property tax bills. Board discussed.

NO.113-2019 10/02/19 Delinquent Water Bills Added to Property Taxes

Janet Champlin made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorize Supervisor Arthur M. Merrill to submit a list of all delinquent water bills of the Downsville and Cooks Falls Water Districts to the County to be added to the property owners' tax bills for 2020, if these bills are not paid by October 31, 2019.

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

Supervisor Merrill reported that it is time to order a new police vehicle; we agreed to order a new police vehicle every two years; it will take six months to process the order; the State Bid order date has passed, not sure we can still get one; we are looking at a Chevy Tahoe to replace the 2014 Ford Taurus. Board discussed. Discussion was held regarding staying within the budget and decals on the police vehicles. Board suggested going to another vender to put on the decals. Discussion was held on cutting services to cut costs. Board reviewed the 2020 Police Budget Lines. Supervisor commented that the fines and forfeits of bail budget line is over what was estimated, we could raise the police line another \$20,000 and stay under the 2% tax cap; if we do this and not use the police car fund, a permissive referendum is not needed. Board discussed.

NO.114-2019 10/02/19 Purchase 2020 Chevrolet Tahoe

Greg Lavorgna made the following resolution:

BE IT RESOLVED that the Town Board of the Town of Colchester hereby accepts the State Contract Onondaga Bid#8771-2020 C4WD of VanBortel Chevrolet, 1338 W. Main Street, Macedon, New York for 1 (one) 2020 Chevrolet Tahoe 4WD Special Services Package (5.3L V-8 AFM Engine) Black in color for the price not to exceed \$40,000.

FURTHER RESOVED that said police vehicle will be purchased with funds from the 2020 Budget Police Equipment Line.

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 no
Councilperson, Mark W. Mattson	absent
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 Merrill made the following announcements:

- Next Regular Board Meeting Wed., October 16th with Public Hearing at 7PM.

Councilwoman Markert stated "Thank You for getting NYS Hwy 30 repaired". Supervisor added that the State Contract is in two phases; base coat now and then another company will come in to do the top coat.

Councilwoman Champlin stated that the STOP sign on Depot Street is going to cause an accident; it has been on the left side of road for many years; now that it is on the right side of the road, tractor trailers turning onto Depot Street from River Road will take the sign out. Highway Supt will look into the issue.

SUBMISSION OF BILL/EXPENSES: Janet Champlin 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, Arthur Merrill-aye, Mark Mattson-absent, motion carried. Abstract No.18-2019 Voucher No.551-579; Totaling \$264,596.06.

With no further business, Greg Lavorgna made the motion for adjournment, seconded by Janet Champlin, Janet Champlin-aye, Greg Lavorgna-aye, Julie Markert-aye, Arthur Merrill-aye, Mark Mattson-absent, motion carried. Meeting adjourned at 8:32 PM.

Respectfully Submitted:

Julie B. Townsend, Town Clerk