

November 06, 2019

A Public Hearing was held by the Town Board of the Town of Colchester, Delaware County, New York on Wednesday, November 06, 2019 in the Town Hall for the purpose of hearing the public's comments on the Preliminary Budget for 2020. Proof of Notice having been read by the Town Clerk, the Public Hearing on the Preliminary Budget for 2020 was called to order by Supervisor Arthur M. Merrill.

Ruth Wilhowsky asked a few questions regarding the budget.

Councilman Mattson stated his concern of not staying with in the Police Personal Services line of the Budget.

No one spoke in favor of the 2020 Budget.

No one spoke against of the 2020 Budget.

All persons desiring to be heard, having been heard, the Public Hearing was declared closed by Supervisor Merrill at 7: 27PM.

Respectfully Submitted:  
Julie B. Townsend, Town Clerk



November 06, 2019

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held on Wednesday, November 06, 2019, immediately following the Budget Public Hearing, at 7:27 PM at the Town Hall.

Present:	Arthur M. Merrill	Supervisor
	Mark W. Mattson	Councilman
	Julie A. Markert	Councilwoman
	Gregory L. Lavorgna	Councilman
Absent:	Janet L. Champlin	Councilwoman
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, Alan Donner, Gene & Ruth Wilhowsky 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 Public Hearing and last regular meeting, October 16, 2019 had been distributed earlier. Greg Lavorgna made the motion to accept both sets of minutes as written, seconded by Mark Mattson , Mark Mattson-aye, Julie Markert-aye, Greg Lavorgna-aye, Arthur Merrill-aye, Janet Champlin-absent, motion carried.

GUESTS: Jeff Francisco of Delaware Engineering reported that Richard W. Wakeman Inc. has accepted the Notice of Award for the Downsville Water System Improvement Project- TC1-G-2017 and has been filed with the Town Clerk; project will start in the spring of 2020 and should take about three months for completion; springs should be up and running with filtered water by mid-summer; monitoring will be on-line with real-time.

VISITOR COMMENTS: Ruth Wilhowsky asked who will monitor the new equipment for the DWD. Supervisor replied that the DWD Water Plant Operator, Ron MacDonald will be responsible for this.

CORRESPONDENCE:

- NYS Ag & Markets- Dog Control Officer Inspection Report as of 10/08/2019- Satisfactory.
- Upper Delaware Realty- Received phone call from the Developer that Dollar General corporate has approved the deal; it probably will be mid-winter before all necessary approvals are achieved; closing probably early spring; rough target of a “slab pour” in the summer of 2020.

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

- Cooks Falls Water District- October 2019- 31 customers balance due \$3,930.00; Receipts of \$2,950.01 disbursed to Supervisor.
- Downsville Water District- October 2019- 71 customers balance due \$10,730.05; Receipts of \$8,390.06 disbursed to Supervisor.
- Town Clerk- October 2019- Total disbursed \$1,686.41 of which \$1,620.91 was Town revenues.
- Police- October 2019 Activity Report.
- Planning Board- August 15, 2019 Minutes.
- Town Justice DeRosia- October 2019.
- Town Justice Edel- October 2019.

Supervisor Merrill reported that Paul Ryder Construction is finishing up the Cooks Falls Highway Garage Project.

Highway Supt. Eck reported that we need to be out of the water by Nov. 15<sup>th</sup> regarding the Tiffany Hollow grant project.

Town Attorney Michael DeGroat reported that he is receiving information from Jeff Francisco to help finish up the NYCDEP Contract with the DWD; should have water contract by next meeting.

Supervisor reported that GSI has completed the Campbell Mtn Road Project; it is guaranteed for five years. Hwy Supt commented that it looks good.

Highway Supt. Kenneth Eck submitted the results of the recent on-line auction of Auctions International; bids totaled \$3,534.50. Board reviewed.

Board discussed the Preliminary Budget for 2020. Councilwoman Markert commented that she did not agree with the police budget; we have been raising it each year and they are still not staying within the budget and therefore she is voting no on adopting the budget. Supervisor replied that the budget is a guideline and adjustments are sometimes needed.

NO.127-2019 11/06/19 2020 Budget Adopted

Mark Mattson 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 2020 as presented and that it be adopted as the Final 2020 Budget.

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 absent

Councilperson, Julie A. Markert voting no  
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 2020 Budget was declared to be duly adopted. And hereby affixed one certified copy of the 2020 Budget.

Supervisor Merrill reported that we had a break-in at the Cooks Falls Court and Justice DeRosia has asked for some security measures; Supervisor submitted quotes from J Hubner LLC of 1067 Teed Road, Walton, NY, for security cameras and installation for three locations:

Cooks Falls Hwy Garage & Court-	4 cameras	\$4,317.81
Town Hall-	5 cameras	\$4,853.83
6292 River Rd. Hwy Garage	5 cameras	\$5,618.86

Board reviewed and discussed the quotes. Camera footage can be reviewed on a computer; it was suggested that the Supervisor, Town Police and Hwy Supt have access to the computer app. Supervisor commented that doing all three locations would be costly; he suggested that since there was a break-in in Cooks Falls we do this one first and see how the system works.

NO.128-2019 11/06/19 Security Cameras for Cooks Falls Garage/Court Building  
Greg Lavorgna made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to enter into contract with J Hubner LLC of 1067 Teed Road, Walton, NY for all labor and material to install a CCTV System at 20246 County Hwy 17 location with an 8CH 4T NVR, 32" monitor and 5 cameras as per layout for the approximate cost of \$5,000.00.

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

Supervisor reported that on Dec. 20, 2017 the Town Board adopted a Resolution Establishing the "Repair Reserve Fund of the Town of Colchester" Under Section 6-D of the General Municipal Law; the estimated maximum cost of the said capital improvements or repairs is the sum of \$5,000,000; the sum of \$2,240,000.00 was deposited for the year 2017; no expenditure shall be made from the fund except by authorization of the Town Board of the Town of Colchester pursuant to the provisions of Section 6-d and Section 10 of the General Municipal Law of the State of New York; we designated money going in, therefore we do not need a permissive referendum to take money out; we would like to move \$350,000 to FEMA Highway work that has been done; we will deposit the FEMA reimbursement into the Repair Reserve Fund, once it is received. Board discussed.

NO.129-2019 11/06/19 Transfer \$350,000 from Repair Reserve Fund

Julie Markert made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to transfer the sum of \$350,000 from Repair Reserve Fund to the Highway Tax Account to use for on-going FEMA Projects;

FURTHER RESOLVED, that once FEMA reimbursements have been made, said reimbursements will be deposited into the Repair Reserve Fund.

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 Champlin	absent
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 Merrill reported that Caitlin West is leaving her position as Court Clerk; we would like to place an advertisement seeking applications. Board discussed.

NO.130-2019 11/06/19 Advertise for Downsville Court Clerk Position

Mark Mattson made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to advertise for a Court Clerk for the Downsville Court, as part-time position in the Help Wanted section of The Reporter.

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

Supervisor asked the Board to accept the bids from Auctions International. Board discussed.

NO.131-2019 11/06/19 Accept All Bids from Auctions International

Greg Lavorgna made the following resolution:

WHEREAS, on September 04, 2019, the Town Board of the Town of Colchester adopted Resolution NO.99-2019 authorizing Supervisor, Arthur M. Merrill to advertise the Town's Surplus Inventory with Auctions International for an online auction at auctionsinternational.com; and

WHEREAS, said online auction was held October 22, 2019 to November 05, 2019 and is now closed for bids;

THEREFORE, BE IT RESOLVED that the Town Board of the Town of Colchester hereby accepts the following bids from the online auction:

NAPA 7.5hp Two Stage Air Compressor	@\$200.00	by: satalinom
Model P-50 ARCAN 50ton HD Press	@\$380.00	by: polaris99
2ton Chain Hoist with I Beam Trolley	@\$10.00	by: jdjb
Model DP282 2" Douglas Trash Pump	no bid	
36" PPI Rollers	@11.00	by: GWSR315
Assorted Belts for Koleman Screening Plant	no bid	
Truck Mount Crane	@\$47.50	by: corvette76
Mack Spring #62-1287 and assorted others	@\$16.00	by: Rrichard scrappet
New Boss Plow Frame (part#LTA03654C)	@\$155.00	by: Addicted2cars
Model #CB-2500 Clean Burn Waste Oil Furnace	@\$2,475.00	by: tankman
326'x6' Chain Link Fence and 25" Gate	@ \$230.00	by: Rsquared59
Police Canine vehicle barrier	@\$10.00	by: Rrichard scrappet

FURTHER RESOLVED, that the Town Board hereby authorizes Auctions International, Inc. to invoice all bidders on behalf of the Town of Colchester.

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

Supervisor Merrill made the following announcements:

- Town Hall Closed Monday, November 11<sup>th</sup> Veterans' Day
- Next Regular Board Meeting Wed., November 20<sup>th</sup> at 7PM

Councilwoman Markert inquired if the Town could make a donation to the Church Steeple Project? Supervisor replied that he had spoken with the Town Attorney and we can not use taxpayer money to make donations.

Councilwoman Markert reported that Councilmen Lavorgna and Mattson are on the Transfer Station Committee. Board held discussion.

Councilman Lavorgna suggested taking 30% out of the Fines & Forfeitures revenue line and put into the police line for a car or building. Supervisor replied that we have a capital reserve fund for the police; must have a permissive referendum to take the funds out; we have taken fund

balances and deposited into this fund, but have not done lately. Town Attorney suggested looking at the balances at month end and comparing the budget amount and the operating line. Supervisor replied that we will wait until the end of the year.

Hwy Supt Eck reported on the Prior Written Notice on Knox Ave; there are too many lines throughout the tree branches; he asked the Supervisor to call NYSEG to take down the tree.

SUBMISSION OF BILL/EXPENSES: Greg Lavorgna made the motion, seconded by Mark Mattson, that the vouchers be approved, subject to any corrections or deletions, Julie Markert-aye, Mark Mattson-aye, Gregory Lavorgna-aye, Arthur Merrill-aye, Janet Champlin-absent, motion carried. Abstract No.20-2019 Voucher No.615-661; Totaling \$338,606.54.

With no further business, Mark Mattson made the motion for adjournment, seconded by Greg Lavorgna, Julie Markert-aye, Mark Mattson-aye, Gregory Lavorgna-aye, Arthur Merrill-aye, Janet Champlin-absent, motion carried. Meeting adjourned at 8:15 PM.

Respectfully Submitted:

Julie B. Townsend, Town Clerk