

November 04, 2020

A Public Hearing was held by the Town Board of the Town of Colchester, Delaware County, New York on Wednesday, November 04, 2020 in the Town Hall for the purpose of hearing the public's comments on the Preliminary Budget for 2021. Proof of Notice having been read by the Town Clerk, the Public Hearing on the Preliminary Budget for 2021 was called to order by Supervisor Arthur M. Merrill.

No one spoke in favor of the 2021 Budget.

No one spoke against of the 2021 Budget.

All persons desiring to be heard, having been heard, the Public Hearing was declared closed by Supervisor Merrill at 7: 08PM.

Respectfully Submitted:
Julie B. Townsend, Town Clerk



November 04, 2020

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held on Wednesday, November 01, 2020 immediately following the Budget Public Hearing at 7:08 PM at the Town Hall.

Present:	Arthur M. Merrill	Supervisor
	Julie A. Markert	Councilwoman
	Janet L. Champlin	Councilwoman
	Mark W. Mattson	Councilman
	Gregory L. Lavorgna	Councilman
Recording Secretary:	Julie B. Townsend	Town Clerk

Others present: Kenneth R. Eck, Jr.-Highway Supt., Michael DeGroat-Town Attorney, Alan Donner and Officer Cawley. ZOOM attendees: Jeff Francisco-Delaware Engineering, Lillian Browne-The Reporter, Bonnie Seegmiller and Ron MacDonald.

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 21, 2020 had been distributed earlier. Janet Champlin made the motion to accept the minutes as written, seconded by Greg Lavorgna, all in favor, motion carried.

GUESTS: Jeff Francisco of Delaware Engineering reported that NYSDOH will be here tomorrow to inspect the new DWD Filtration Plant and run a few tests; once we receive a negative test the new system will be turned on. Councilman Mattson stated that he has visited the site and it is very impressive; he is afraid it may be costly in the future to replace some of the equipment. Engineer Francisco replied that a UV System may need to be added.

VISITOR COMMENTS: none.

CORRESPONDENCE: none

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

- Cooks Falls Water District- October 2020- 24 customers balance due \$3,365.00; Receipts of \$2,950.01 disbursed to Supervisor.

- Downsville Water District- October 2020- 65 customers balance due \$10,322.43; Receipts of \$4,752.21 disbursed to Supervisor.
- Town Clerk- October 2020- Total disbursed \$3,746.21 of which \$3,689.21 was Town revenues.
- Police- October 2020 Activity Report.
- Town Justice DeRosia- October 2020.
- Town Justice Edel- October 2020.

Supervisor Merrill reported that payment #3 to Wakeman is under review with Delaware Engineering; to save time we would like to process this payment pending their approval; we will hold all checks until we have funds from EFC, therefore we would also like to start the process for DWSRF 17537 Requisition No. 5, also pending approval. Board discussed.

NO. 88-2020 11/04/20 Payment No.3 to Richard W. Wakeman, Inc.

Upon recommendation from Delaware Engineering, P.C., Janet Champlin made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby approves Contractor's Application for Payment No.1 to Richard W. Wakeman, Inc. for Contract No. TC1-G-2017, Downsville Water System Improvement Project and hereby authorizes Supervisor Arthur M. Merrill to pay this request in the amount of \$755487.80 pending approval from Delaware Engineering.

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	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.

NO. 89-2020 11/04/20 DWSRF 17537 Requisition No.5

Mark Mattson made the following resolution:

WHEREAS, the Town of Colchester had applied for funding for the Downsville Water District Improvement Project, D0-17537; 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 \$87,127.80 for Requisition No.5.

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	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 Delaware Opportunities has sent us notification that a homeowner has requested a different Contractor to do their project for the NYS CDBG Project #260HR301-18 Program, Housing Rehabilitation Grant; Del. Opp. has asked us to rescind Resolution NO.79-2020 for File No.TCOL-11 to change from Christian Brothers Home Improvement, Inc. to D&N Improvements for the same amount of \$15,000.00; the Community Development Specialist estimated the total cost of the project at \$15,144.21. Board discussed.

NO. 90-2020 11/04/20 Rescind Resolution No. 79-2020

Upon recommendation of Delaware Opportunities Inc., Janet Champlin made the following resolution:

WHEREAS, on October 21, 2020 the Town Board of the Town of Colchester adopted Resolution No. 79-2020 titled CDBG #260HR301-18 Board Approval No. TCOL-11; and

WHEREAS, a homeowner has asked for a different Contractor to complete their work for File No.TCOL-11 for the CDBG Project #260HR301-18, Housing Rehabilitation Grant;

THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Colchester hereby Rescinds Resolution No. 79-2020.

Resolution was seconded by Greg Lavorgna, all in favor, resolution declared adopted.

NO. 91-2020 11/04/20 CDBG #260HR301-18 Board Approval No. TCOL-11

Upon recommendation of Delaware Opportunities Inc., Julie Markert made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby approves File No. TCOL-11 for the CDBG Project #260HR301-18, Housing Rehabilitation Grant and hereby authorize Supervisor Arthur M. Merrill to sign said grant approval in the amount of \$15,000.00 with the revised Contractor of D&N Improvements.

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

Supervisor Merrill reported that Delaware Opportunities has sent us another project to approve for the NYS CDBG Project #260HR301-18 Program, Housing Rehabilitation Grant; Del. Opp. has approved bid for File No.TCOL-03 to Christian Brothers Home Improvement, Inc. in the amount of \$36,000.00; the Community Development Specialist estimated the total cost of the project at \$38,227.00. Contractor amount plus \$4,700 for lead abatement and Lead Based Paint Risk of \$575 for a Total Grant approval of \$41,275.00. Board discussed.

NO. 92-2020 11/04/20 CDBG #260HR301-18 Board Approval No. TCOL-03

Upon recommendation of Delaware Opportunities Inc., Greg Lavorgna made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby approves File No. TCOL-03 for the CDBG Project #260HR301-18, Housing Rehabilitation Grant and hereby authorize Supervisor Arthur M. Merrill to sign said grant approval in the amount of \$41,275.00.

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

Supervisor Merrill reported that Delaware Opportunities has sent us another project to approve for the NYS CDBG Project #260HR301-18 Program, Housing Rehabilitation Grant; Del. Opp. has approved bid for File No.TCOL-04 to D&N Improvements in the amount of \$33,560.00; the Community Development Specialist estimated the total cost of the project at \$35,218.85. Contractor amount plus \$7,000 for lead abatement and Lead Based Paint Risk of \$575 for a Total Grant approval of \$41,135.00. Board discussed.

NO. 93-2020 11/04/20 CDBG #260HR301-18 Board Approval No. TCOL-04

Upon recommendation of Delaware Opportunities Inc., Janet Champlin made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby approves File No. TCOL-04 for the CDBG Project #260HR301-18, Housing Rehabilitation Grant and hereby authorize Supervisor Arthur M. Merrill to sign said grant approval in the amount of \$41,135.00.

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

Supervisor Merrill reported that Delaware Opportunities has sent us a change order to approve for the NYS CDBG Project #260HR301-18 Program, Housing Rehabilitation Grant; Del. Opp. has approved a Change Order for File No.TCOL-05 to D&N Improvements in the amount of \$545.00 for a Contractor's Revised Bid of \$27,525.00 and a Total Grant approval of \$28,100.00. Board discussed.

NO. 94-2020 11/04/20 Change Order for CDBG #260HR301-18 No. TCOL-05

Upon recommendation of Delaware Opportunities Inc., Greg Lavorgna made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby approves File No. TCOL-05 for the CDBG Project #260HR301-18, Housing Rehabilitation Grant with Change Oder in the amount of \$545.00 and hereby authorize Supervisor Arthur M. Merrill to sign said grant approval in the amount of \$28,100.00 including a Lead Based Paint Risk of \$575.00.

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

Supervisor Merrill inquired if there was any questions or concerns with the 2021 Preliminary Budget, if not then he asked if we could adopt as the Final 2021 Budget.

NO. 95-2020 11/04/20 2021 Budget Adopted

Janet Champlin 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 2021 as presented and that it be adopted as the Final 2021 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	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 2021 Budget was declared to be duly adopted. And hereby affixed one certified copy of the 2021 Budget.

Supervisor reported that bids are due by Noon of Tuesday, November 17th for Bid Proposal No.02-2020 Highway Garage LED Lighting System.

Supervisor Merrill reported that we have discussed in previous meetings that the Excellus Blue Cross/Blue Shield SimplyBlue-Bronze 4 Health Care Plan for the Year 2021 has an increase of 2.1% and the HRA has an increase of \$250 for Single and \$500 for all others. We need to officially approve the plan for 2021. Board discussed.

NO. 96-2020 11/04/20 Excellus BC/BS Health Care Contract

Greg Lavorgna made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby offers the Health Reimbursement Account (HRA) Option Excellus Blue Cross/Blue Shield SimplyBlue-Bronze 4 Health Care Plan administered by Lifetime Benefit Solutions for the Year 2021;

BE IT FURTHER RESOLVED, that it is the policy of the Town of Colchester that the Town will pay the full premium cost for full-time employees, with the exception of Members of the Teamsters Local Union No. 713, who contribute 6% of premiums; that the Town will pay for a single person plan for Full-Time Elected Officials, specifically, Town Supervisor, Town Clerk, and Superintendent of Highways; and if an elected official desires to purchase a health care plan through the Town as an elected employee, he/she shall be reimbursed 50% of a single person insurance premium;

FURTHER RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to contact Kaatironmack Benefit Planning Inc. that the Town of Colchester hereby accepts the contract of Health Reimbursement Account (HRA) Option Excellus Blue Cross/Blue Shield SimplyBlue-Bronze 4 Health Care Plan for the Year 2021;

FURTHER RESOLVED that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to deposit funds into the existing special HRA Health Spending Debit Card Account at Community Bank NA and hereby authorizes Lifetime Benefit Solutions with Electronic Withdrawals.

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, Gregory L. Lavorgna	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.

Supervisor reported that we have received three applications for snow shoveling this winter season- two returning and one new application; we have one less site to shovel. Board discussed. NO. 97-2020 11/04/20 Hire C. Gales & S. Brown for Snow Shoveling

Janet Champlin made the following resolution:

BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorize the Town Supervisor to hire Cassandra M. Gales & Steven R. Brown to shovel snow off the bridge located at 15105 State Hwy 30, Downsville and other Town facilities as needed, by voucher and at the rate of \$11.00 per site per occasion.

Resolution seconded by Greg Lavorgna, all in favor, resolution declared adopted.

Supervisor Merrill made the following announcements:

- Next Regular Board Meeting Wed., November 18th at 7PM, Live and ZOOM.

Councilman Mattson suggested that something should be done on River Road across from the stone wall near Bivens. Highway Supt. will look into it. Councilman Mattson also suggested that the area of the binnacle near the old Cable Farm needs looking into also; will we have an issue with snow plows this season. Highway Supt will also look into this.

Councilman Lavorgna suggested that there is a dead tree on Horton Brook Road that should be looked into; it may cause problems later on. Highway Supt. will look into it. Councilman Lavorgna inquired to the status of Bull Run Road. Highway Supt replied that we have not gotten into this area yet; next week when it dries out. Councilman Lavorgna commented that there is a mice issue at the Cooks Falls Garage/Court. Hwy Supt replied that mice are bad all over.

SUBMISSION OF BILL/EXPENSES: Janet Champlin made the motion, seconded by Julie Markert, that the vouchers be approved, subject to any corrections or deletions, all in favor, motion carried. Abstract No. 21-2020 Voucher No.575-602; Totaling \$119,758.73.

Councilman Mattson suggested that we give a special “Thank You” to this year’s Election Inspectors; wearing the mask all day long and dealing with the voters is a demanding job.

Mark Mattson made the motion to go into executive session to discuss a Highway personnel issue, seconded by Janet Champlin, all in favor, motion carried. Board entered executive session at 7:44 PM. Town Attorney and Hwy Supt were invited to stay. Board held discussion. Mark

Mattson made the motion to enter back into regular session, seconded by Janet Champlin, all in favor, motion carried. Board entered regular session at 7:53PM. Board made no decision forthcoming.

With no further business, Janet Champlin made the motion for adjournment, seconded by Greg Lavorgna, all in favor, motion carried. Meeting adjourned at 7:53PM.

Respectfully Submitted:

Julie B. Townsend, Town Clerk