

February 01, 2023

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held on Wednesday, February 01, 2023 at 5:00 PM at the Town Hall.

Present: Arthur M. Merrill Supervisor  
Janet L. Champlin Councilwoman  
Gregory L. Lavorgna Councilman  
Daniel J. Pinner Councilman

Absent: Julie A. Markert Councilwoman

Recording Secretary: Julie B. Townsend Town Clerk

Others present: Kenneth R. Eck, Jr.-Highway Supt., Kirstie Mattson-Deputy Town Clerk, The Reporter-Elizabeth DeFalco, Alan Donner 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, January 18, 2023 had been distributed earlier. Janet Champlin made the motion to accept the minutes as written, seconded by Dan Pinner, Janet Champlin-aye, Greg Lavorgna-aye, Dan Pinner-aye, Arthur Merrill-aye, Julie Markert-absent, motion carried.

VISITOR COMMENTS: none.

CORRESPONDENCE:

- Town of Deposit- Contract for Shared Highway Services.
  - Delaware County Chamber of Commerce- Year in Review 2022 and Priorities for Action 2023.
  - Margaretville Telephone Company, Glen Faulkner- Federal Broadband Mapping Initiative
- REPORTS- written reports on file at Town Clerk's Office:
- Cooks Falls Water District- January 2023- 27 customer balance due \$1,530.00; Receipts of \$3,118.82 disbursed to Supervisor.
  - Downsville Water District- January 2023- 84 customers balance due \$8,561.57; Receipts of \$10,248.56 disbursed to Supervisor.
  - Town Clerk- January 2023- Total disbursed \$1,135.00 of which \$1,101.00 was Town revenues.
  - Town Justice Edel- \$7,881.00 reported for January 2023.

Supervisor Merrill reported that on January 19<sup>th</sup>, we have received from NYSEFC DWSRF17537 Requisition No.3 in the amount of \$7,482.51; this was short \$47.29 as they did not allow for some materials; we need to do a Budget Amendment for DWD; we will have to wait to payback the \$13,000 Loan to Supervisor's General Fund until the next quarterly billings are collected. Board discussed.

NO. 13-2023 02/01/23 Budget Amendment for DWD

Greg Lavorgna made the following resolution:

WHEREAS, the Downsville Water District has made Requisition Number 3 (#9) to the New York State Environmental Facilities Corporation in the amount of \$7,529.80 for the DWD DWSRF #17537 Project; and

WHEREAS, the Town of Colchester has received said NYSEFC funds in the amount of \$7,482.51;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to amend the 2023 Budget by increasing the DWD Revenue State Aid/Water Capital Project Fund #3991.08 by \$7,482.51 and increasing the DWD Appropriations Rehabilitation Grant Fund #8668.4.08 by \$7,482.51.

Resolution was seconded by Dan Pinner.

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, Gregory L. Lavorgna -voting aye

Councilperson, Daniel J. Pinner -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 Scott O'Brien is continuing to work on the Mobile Office Unit; we need to confirm the room layouts; it was decided to construct the walls before laying down the Luan underlayment; the plywood subfloor is complete; once the Luan underlayment has been installed we will contact Endwell Rug Company to come and install the vinyl flooring.

Supervisor Merrill presented to the Short Term Rental Committee, copies of guidelines from other towns and asked the committee to review and look at their schedules for a date to meet and discuss.

Supervisor reported that Officer Cawley applied last Fall through the DA's Office for a grant program to purchase a computer server, desktop computer and body camera footage storage; we have just received the funds, therefore we need to do a budget amendment and accept the quotes for the items, so that we may order said items. Board discussed.

NO. 14-2023 02/01/23 Police Budget Amendment

Janet Champlin made the following resolution:

WHEREAS, the Town of Colchester Police Department submitted an itemized request to the Delaware County District Attorney's Office for items that included: a computer server, desktop computer and body camera footage storage; and

WHEREAS, the Del Co DA's Office has submitted a proposal to the NYS Discovery Reform Grant; and

WHEREAS, the Town of Colchester has received funds in the amount of \$16,151.00 from the NYS Discovery Reform Grant;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to amend the 2023 Budget by increasing the State Aid-other Public Safety Revenue Fund #3389.1 by \$16,151.00 and increasing the Police Contractual Appropriations Fund #3120.4 by \$16,151.00.

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, Gregory L. Lavorgna -voting aye

Councilperson, Daniel J. Pinner-voting aye

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

NO. 15-2023 02/01/23 Accept Dell Technologies Quotes

Janet Champlin made the following resolution:

WHEREAS, Dell Technologies of Round Rock, TX has submitted Quote No. 3000130896648.3 to supply a PowerEdge T440 Server to the Colchester Police Dept. in the amount of \$10,569.23; and

WHEREAS, Dell Technologies of Round Rock, TX has submitted Quote No. 3000142900548.1 to supply an OptiPlex 7400 AIO Desktop Computer to the Colchester Police Dept. in the amount of \$1,862.86; and

WHEREAS, the Town Board of the Town of Colchester hereby accepts said Quotes in the amount of \$12,432.09 in the best interest of the Town;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M Merrill to enter into contract with Dell Technologies of Round Rock, TX.

Resolution seconded by Greg Lavorgna, Janet Champlin-aye, Greg Lavorgna-aye, Dan Pinner-aye, Arthur Merrill-aye, Julie Markert-absent, resolution declared adopted.

NO. 16-2023 02/01/23 Accept Axon Enterprise, Inc. Quote

Janet Champlin made the following resolution:

WHEREAS, Axon Enterprise, Inc. of Scottsdale, AZ has submitted Quote No. Q-450003-44956.850JE to supply 52 Months of 400GB Evidence.com A-LA-.Cart Storage (body camera footage storage) to the Colchester Police Dept. in the amount of \$1,144.00; and

WHEREAS, the Town Board of the Town of Colchester hereby accepts said Quote in the amount of \$1,144.00 in the best interest of the Town;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M Merrill to enter into contract with Axon Enterprise, Inc of Scottsdale, AZ.

Resolution seconded by Greg Lavorgna, Janet Champlin-aye, Greg Lavorgna-aye, Dan Pinner-aye, Arthur Merrill-aye, Julie Markert-absent, resolution declared adopted.

Deputy Town Clerk Kirstie Mattson informed the Board that Sidney Federal Credit Union is investigating the idea of installing an iTM (Interactive Teller Machine) or ATM in Downsville; they would like to purchase a piece of property (or rent) and asked for suggestions; they would also like the Town to survey the community to see if this would be a good fit for the community; SFCU members can use the iTM to make deposits, loan payments, transfer funds and get cashback by speaking on screen with a SFCU Representative. Board discussed. Supervisor asked Kirstie to draft a survey to put out to the community.

NO. 17-2023 02/01/23 SFCU iTM Letter of Support

Greg Lavorgna made the following resolution:

WHEREAS, Sidney Federal Credit Union is considering the idea of installing an iTM (Interactive Teller Machine) or ATM in Downsville; and

WHEREAS, the Town of Colchester has no financial facilities in its township other than local business' ATMs putting a hardship on its community;

THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to submit a Letter of Support to Sidney Federal Credit Union to consider installing an iTM (Interactive Teller Machine) or ATM in Downsville, in the best interest of the Town.

Resolution seconded by Dan Pinner, Janet Champlin-aye, Greg Lavorgna-aye, Dan Pinner-aye, Arthur Merrill-aye, Julie Markert-absent, resolution declared adopted.

Supervisor Merrill reported that we need a resolution to take surplus inventory to auction. Hwy Supt Eck reported that the Highway Dept has been cleaning the upstairs of the garage and have found various truck parts we are no longer using. Board discussed.

NO. 18-2023 02/01/23 Surplus Inventory to Auction

Janet Champlin made the following resolution:

WHEREAS, the Town Board of the Town of Colchester has accepted Various Truck Parts, New/Old Stock as Surplus Inventory;

THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes Highway Supt. Kenneth Eck to advertise such equipment with Auctions International of 11167 Route20-A, East Aurora, New York, for the next online auction to be held Jan. 27 to Feb. 10, 2023, in the best interest of the Town.

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

Hwy Supt Eck reported that we have a few box culverts that have been replaced and we would like to get rid of them; 3-4 culverts on Bowers Road and 4-5 at Chiloway; the box culverts will need a crane to move them; it would be too costly for us to rent a crane and then sell; NYSDEC will not allow us to use them again; there may be someone that could use them. Board discussed.

NO. 19-2023 02/01/23 Unusable Box Culverts

Greg Lavorgna made the following resolution:

WHEREAS, the Town Board of the Town of Colchester has accepted Various Box Culverts: 3-4 culverts on Bowers Road and 4-5 at Chiloway, as Unusable Inventory;

THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes Highway Supt. Kenneth Eck to advertise such box culverts as unusable inventory to dispose of at the expense and liability of the purchaser, in the best interest of the Town.

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

Hwy Supt Eck also reported that there are three spots that will need attention in the spring; he would like to bid out these projects.

Supervisor Merrill made the following announcements:

- Next Regular Meeting is Wed., February 15<sup>th</sup> at 5PM.
- Free Rabies Clinic Wed., March 1<sup>st</sup> 5-6:30pm- Colchester Hwy Dept

SUBMISSION OF BILL/EXPENSES: Dan Pinner made the motion, seconded by Janet Champlin, that the vouchers be approved, subject to any corrections or deletions, Janet Champlin-aye, Greg Lavorgna-aye, Dan Pinner-aye, Arthur Merrill-aye, Julie Markert-absent, motion carried. Abstract No. 03-2023 Voucher No.062-092; Totaling \$321,494.08.

Janet Champlin made the motion to go into executive session to possible personnel issues, seconded by Dan Pinner, Janet Champlin-aye, Greg Lavorgna-aye, Dan Pinner-aye, Arthur Merrill-aye, Julie Markert-absent, motion carried. Board entered executive session at 5:28PM. Board held discussion. Janet Champlin made the motion to enter back into regular session, seconded by Greg Lavorgna, Janet Champlin-aye, Greg Lavorgna-aye, Dan Pinner-aye, Arthur Merrill-aye, Julie Markert-absent, motion carried. Board entered regular session at 5:45PM. Board made no decision forthcoming.

With no further business, Janet Champlin made the motion for adjournment, seconded by Greg Lavorgna, Janet Champlin-aye, Greg Lavorgna-aye, Dan Pinner-aye, Arthur Merrill-aye, Julie Markert-absent, motion carried. Meeting adjourned at 5:45PM.

Respectfully Submitted:

Julie B. Townsend, Town Clerk