

A Regular Meeting and a Public Hearing was held August 16, 2016 at Hutchinson Hall, Newark Valley at 7:00 P.M. The following Board members were

PRESENT:

Stuart Yetter, Jr., Supervisor

Tim Dalton, Councilman

Warren Smith, Councilman

ABSENT:

Joe Tomazin, Jr. Councilman

Dan Cheresnowski, Councilman

Also Present:

Charlie Morgan, Del Mock, Janet Smith; Deputy Town Clerk, Karen McMullen; Levine, Gouldin, & Thompson, Attorneys to the Town, Charles Meade; Highway Superintendent, Marty Schneider; Historian Volunteer, Tom Larson; Code, Gerri Wiley, Village of Owego resident and Edward Nizalowski.

Meeting Called To Order

Supervisor Yetter called the meeting to order at 7:03 P.M.

Pledge of Allegiance

Supervisor Yetter led all in the Pledge of Allegiance.

Approval of Board Meeting Minutes for July 19, 2016

Resolution # 77-2016 Approval of Town Board Meeting Minutes for July 19, 2016

On a motion offered by Councilman Smith and seconded by Councilman Dalton, the Town Board approved the Meeting Minutes for July 19, 2016 as submitted.

Councilman Dalton - AYE

Councilman Smith - AYE

Supervisor Yetter - AYE

Privilege of the Floor

Supervisor Yetter opened Privilege of the Floor.

Marty Schneider, Volunteer Historian gave an interim progress report on the renovations of the Historian Building. She reported that although it is moving slowly they anticipate having the work finished by October 31, 2016. The Town ordered and paid for most of the construction materials in July. Dan Cheresnowski will give the Town Board a materials list to include a fire door and hardware, paint brushes, etc. Two outside walls are finished; the third sheetrock wall and insulation are in progress. The electrical materials are to be ordered this week with the electrical work to be completed by August 31, 2016. We have looked at the other grant, and we may be monitored on the progress and evaluation of the funding. The bathroom deadline is December 31, 2016 but the final report has to be finished by December 31, 2016 so the bathroom will have to be done before the deadline.

Supervisor Yetter said we are still looking for quotes from contractors for the bathroom.

There was discussion about the pipes and septic tank.

Privilege of the Floor was closed.

Highway Superintendent's Report

Highway Report August 16, 2016

1. Gas Price: \$1.77 Diesel Price: \$1.69
2. Gravel Roads that are complete are: Bailey Hollow, Chamberlain Rd, Delany, Dalton, Lamb Road, ½ of Smokey Zimmer, Irish Town, Barber Town, Prentice and Courtright. Still have to do: Cameron, Sherry Lipe, Blewer, Waterman, Old Stage Coach, Allison Hill, Tarbox and Toni Myers.
3. We have gone off from gravel Roads to getting NV-Maine Road (Narrows) ready for paving. Guide rails removed and started to remove the grass and trees then put in 4 inch minus to support the edges for pavement. Next week I am thinking it will be paved. The edge where the new guide rail is to be put, cure for one week, then seal with only RS Oil and "No Stone." This is done, so if need be, hose off any build up in the spring. I'll then call for the guide rail crew that was County Bid to replace and install along with our crew.
4. What is your idea on getting rid of the used equipment that replaced the 2016 and 2017 Volvo Trucks? Burr Truck \$8,000.00? Or go with Auctions International? (We don't have to accept the final bid that's up to us).
5. Everything is working except for the hoses on the cat ex. getting weaker but still replacing them.
6. When we are re-working gravel roads we have applied calcium in front of the houses and the steep hills only. The salt brine wasn't working like it used to, but now with the rain it could be a lot better.
7. The two new trucks were in the parade. Joe Tennant and I drove them. The detour for the parade was mowed: NV Maine Rd, Settle Rd, and Dodson Hill Rd.

Highway Superintendent Meade read his Highway Report.

There was discussion about #4. The Board and Mr. Meade agreed if there was no cost to put the equipment and obsolete vehicles on the Auctions International website he should advertise them there. If there is a cost, he should contact Burr Truck to see if the \$8,000.00 still stands.

There was discussion about #5. Superintendent Meade said Cook Bros. will be getting them a price for 4 strand hoses and look over what is needed.

The Board and Mr. Meade discussed black topping the salt shed and which money to use to pay for it.

Public Hearing for Local Laws #2 & #3 for 2016

Resolution # 78-2016

Open Public Hearing for Local Laws #2 & #3 for 2016

On a motion offered by Councilman Dalton and seconded by Councilman Smith, the Board opened the Public Hearing for Local Laws #2 & #3 at 7:18 P.M. The purpose of this Public Hearing is to gain input from the community concerning Local Law #2 Opt-Out of Real Property Tax Law Section 487 and Local Law #3 - A Moratorium on Certain Solar Energy Uses.

Councilman Dalton - AYE

Councilman Smith - AYE

Supervisor Yetter - AYE

Supervisor Yetter explained that Local Law#2 Opt-Out of Real Property Tax Law Section 487 would mean to do nothing, so there will be no exemption on property taxes for solar power. Local Law #3 - A Moratorium on Certain Solar Energy Uses would only restrict anyone for a year from having a solar farm larger than 1/4 acre.

Gerri Wiley who lives in the Village of Owego, explained to everyone present that there is not enough people with solar panels to change an assessment so no opt out is needed. There was discussion about the reason for a moratorium law. There was discussion about income that is taxed on a physical structure. Ed Nizalowski told the Board the closest solar farm is in Caroline Center. He then explained how much electricity it produces. There was discussion about the hazards of disposal of solar farms. The Board will discuss these laws and pass them when the whole Board is present. The Board thanked the participants for their input.

Resolution # 79-2016

Close Public Hearing

On a motion offered by Councilman Smith and seconded by Councilman Dalton, the Public Hearing for Local Laws #2 & #3 was closed at 7:43 P.M.

Councilman Dalton - AYE
Councilman Smith - AYE
Supervisor Yetter - AYE

Salt Shed

We need a resolution to accept the bid from Hybrid Building Solutions for the cover to the salt shed.

Resolution # 80-2016

Award Bid for Cover of Salt Shed to Hybrid Building Solutions

On a motion offered by Councilman Dalton and seconded by Councilman Smith, the Board awarded the bid for the cover of the salt storage shed to Hybrid Building Solutions at a cost of \$89,517.00 in accordance with the amended payment plan as approved by the attorney.

Councilman Dalton - AYE
Councilman Smith - AYE
Supervisor Yetter - AYE

Services to the Village

Supervisor Yetter and Councilman Tomazin will meet with the Village Mayor and one of the Village Trustees to discuss the services the Mayor wants the Town to take over.

There was discussion about the guide rails on Newark Valley/Maine Rd.

New Business

Supervisor's Financial Report & Transfers

There was discussion about a new line item under the Highway Fund Revenues for the proceeds for the bond; it is under "Term Bond - DA9700".

There was discussion concerning sales tax from the County.

Supervisor Yetter said we have three transfers tonight.

Resolution # 81-2016

Budget Modifications

On a motion offered by Councilman Smith and seconded by Councilman Dalton, the Town Board authorized the following budget transfers as listed:

\$ 20,000.00 FROM DA9700 - Term Bond \$ 20,000.00 TO DA9950.9-Hwy Equip Cap Res

\$ 950.00 FROM DA9700 - Term Bond \$ 950.00 TO DA5130.4- Mach Cont Exp

\$ 138.48 FROM A1990.4 - A Cont Acct \$ 138.48 TO A1220.4 - Sup. Cont Exp

Councilman Dalton - AYE

Councilman Smith - AYE

Supervisor Yetter - AYE

Motion Carried

Resolution # 82-2016

Supervisor's Financial Report

On a motion offered by Councilman Dalton and seconded by Councilman Smith, the Town Board accepted the Supervisor's Financial Report for July 2016 as submitted.

Councilman Dalton - AYE

Councilman Smith - AYE

Supervisor Yetter - AYE

Motion Carried

Old Business

Village Services

There was discussion about the services to the Village the Mayor would like the Town to take over. Anything the Town does the Village will have to cover all the cost; including employee wages, equipment, overhead, etc.

Concerning the cell tower off of St. Rt. 38B, we have received notice from the bonding company that the bond has been canceled. The owners are not in compliance. Karen McMullen will notify them that their bond expires September 8, 2016. We will look at this at a later date.

Department & Council Reports

Code

Tom Larson discussed with the Board the following items:

- Issued tickets to Keener for junk
- The new code concerning non licensed cars and vehicles
- 2555 Ketchumville Rd. ownership
- Meeting with State Rep August 24, 2016

There was discussion about the proposed Nelson campground.

There was discussion about easement on Dalton property.

Code turned in their report for the month of July; it is on file in the Clerk's office.

Dog Control

Denise Liske emailed Supervisor Yetter her report.

- Candor dog running at large in Newark Valley
- Dangerous dog case - Peppin
- King hill dog incident
- Dangerous dog case resolved
- Two more court cases coming up

EMS Contract

Resolution # 83-2016

Approval of EMS Contract

On a motion offered by Councilman Smith and seconded by Councilman Dalton, the Town Board approved the EMS contract with Maine EMS.

Councilman Dalton - AYE

Councilman Smith - AYE

Supervisor Yetter - AYE

Motion Carried

Planning Board

Karen McMullen will meet with the Planning Board to discuss solar panels

Karen McMullen said we need to put all our property tax exemptions into one law. She will start a draft for that purpose and get the final draft to the Board in September.

Supervisor

Supervisor Yetter talked with the Board about the cost of insurance premiums, contributions, and plans for the highway employees'. After the discussion, Supervisor Yetter said he will get a proposal written up for everyone.

There was more discussion about insurance plans.

Highway Bills

Resolution # 84-2016

Highway Bills

On a motion, offered by Councilman Smith and seconded by Councilman Dalton, the Town Board authorizes the payment of Highway Bill Vouchers #H117– #H135 inclusive in the amount of \$214,840.59.

Councilman Dalton - AYE

Councilman Smith - AYE

Supervisor Yetter - AYE

Motion Carried

General Bills

Resolution # 85-2016

General Bills

On a motion offered by Councilman Dalton and seconded by Councilman Smith, the Town Board authorizes the payment of General Bill Vouchers 209-234, inclusive, in the amount of \$10,056.49.

Councilman Dalton - AYE

Councilman Smith - AYE

Supervisor Yetter - AYE

Motion Carried

On a motion offered by Councilman Smith and seconded by Councilman Dalton, the meeting was adjourned at 8:49 P.M.

The next scheduled meeting is a Work Session at 7:00 P.M. on September 6, 2016.

Respectfully submitted,

Barbara S. Mock