

REGULAR TOWN BOARD MEETING
MAY 22, 2012

The Town Board of the Town of Conklin held a Regular Town Board Meeting at 5:30 P.M. on May 22, 2012, at the Conklin Town Hall. Mr. Finch, Deputy Supervisor, presided. The meeting opened with the Pledge of Allegiance.

PRESENT:

Town Board Members	Bullock, Minoia, Francisco, Finch
Town Counsel	Cheryl Sacco
Town Clerk	Sherrie L. Jacobs
Assistant to Supervisor	Lisa Houston
Code Officer	Robert Jones
Dog Control Officer	Darlene Weidman

GUESTS:

Laurie Francisco
Mike Weidman

MINUTES: MAY 8, 2012 REGULAR TOWN BOARD MEETING

Mr. Finch stated that the May 8, 2012 Regular Town Board Meeting minutes should be clarified on page 11, RESO 2012-89, to clarify that the checks written to the Conklin Fair Committee were funded by FEMA (Federal Emergency Management Agency) reimbursement for items lost in the 2011 Flood. He also stated that the minutes should be clarified on page 14, line 7 from the bottom, to specify that the suggested fee for 501(c)3 groups holding fundraisers at the Community Center would be \$125 per day if the kitchen is utilized, and \$100 per day if the kitchen is not utilized.

Mr. Bullock moved to approve the May 8, 2012 Regular Town Board Meeting minutes with the above clarifications.

Seconded by Mr. Francisco.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

CORRESPONDENCE:

Mr. Finch reported that he received an e-mail from the DOT (New York State Department of Transportation) regarding the issue of water on Route 7 near Jimay's Flea Market. He added that New York State Assemblyman Clifford Crouch is researching the possibility of obtaining grant money to mitigate the problem with drainage under the railroad tracks.

Mr. Finch reported that he has received two telephone calls from Governor Cuomo's office regarding the Town's request for assistance in obtaining grants to expand the Town water and sewer systems.

PUBLIC COMMENTS:

None.

REPORT: TOWN CLERK

Town Clerk Sherrie Jacobs reported that the Clean-up Day held on May 19 was very successful. Mr. Finch thanked Mr. Francisco for his participation in the clean-up efforts.

OLD BUSINESS:

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WATER SYSTEM EXPANSION/PRIDE MANOR MOBILE HOME PARK

Mr. Finch reported that he met with the owner of Pride Manor Mobile Home Park and added that they are “working out issues.” The contract with the Town of Kirkwood to provide water to the south end of Conklin will renew in June.

Mr. Bullock asked about the fire hydrant at the entrance to the mobile home park. Mr. Finch replied that the owner is paying for the cost of the water extension, including a pump station. Mr. Bullock stated that the current hydrant is not accessible when the area floods. Mr. Finch stated that it is more than 300 feet from the hydrant to the park owner’s driveway, adding that the Town may need to assume the cost of raising the fire hydrant and laying new pipe for it. Mr. Finch stated that the area can be filled in and the Water and Sewer Department can raise the hydrant. Mr. Bullock asked when that will occur. Mr. Finch stated that he will check to see if raising the hydrant will lower the fire insurance rate for the Town. He reiterated that the owner is paying all engineering, legal, and construction fees for the expansion. Code Officer Robert Jones asked if there is money in the Conklin Fire Department budget to cover the cost of raising the hydrant. Mr. Bullock replied that the hydrants are owned by the Town and are the Town’s responsibility.

Mr. Minoia asked if residents of Stillwater Road are included in the proposed expansion of the water system, and Mr. Finch replied that there are 47 names on a petition requesting that the Stillwater Road be included. Mr. Minoia stated that Linda Burrows, owner of Jimay’s Flea Market, would also like to be included in the expansion project. Town Attorney Cheryl Sacco stated that all of these new users would be considered outside users of the Water District and would be responsible for meters, backflow meters, and all infrastructures.

NEW BUSINESS:

COMMUNITY CENTER RENTAL FEES

Town Attorney Cheryl Sacco stated that she re-wrote the Community Center Rental Agreement with the following changes: page 1 – the rental fee for fundraisers held by organizations with 501(c)3 status will be \$100 per day if the kitchen is not utilized and \$125 per day if the kitchen is utilized; page 2 – in the paragraph regarding the sound system, language noting that the Town does not condone the use of copyrighted music; page 3 – insurance – renters must guarantee that no liquor will be served or must provide a certificate of liability; page 4 – indemnity/hold harmless agreement.

RESO 2012-99: APPROVE REVISED COMMUNITY CENTER RENTAL AGREEMENT

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves the revised Community Center Rental Agreement as presented by the Town Attorney.

Seconded by Mr. Minoia.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

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**RESO 2012-100: DECLARE SURPLUS EQUIPMENT/CANON 3300 COPIER-
PRINTER/NO VALUE**

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin declares as surplus equipment the Canon 3300 Copier-Printer, with no value.

Seconded by Mr. Minoia.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

The plan is to donate the surplus copier-printer to the Conklin Volunteer Fire Department.

CODE RED EMERGENCY MESSAGING SYSTEM

Discussion of the Code Red Emergency Messaging System will be tabled until the June 12, 2012 Town Board meeting.

PARKING NEAR NIRCHI'S PIZZA/MORRIS BOULEVARD

A discussion was held regarding problems with parking on Morris Boulevard near Nirchi's Pizza. Town Attorney Cheryl Sacco stated that she will draft a local law that would prohibit parking on the south side of Morris Boulevard between Conklin Road and Leslie Avenue from 3 to 6 P.M. Monday through Friday, and then the Town would need to schedule a Public Hearing. She added that the Code Officer would have the ability to write tickets and impose fines on violators. Mr. Francisco noted that the street crossing is within the Town of Conklin right-of-way.

REQUEST TO REDUCE SPEED LIMIT/PIERCE CREEK ROAD

Mr. Finch stated that he received a request to reduce the speed limit on Pierce Creek Road to 45 miles per hour and to start a Neighborhood Watch Program. He stated that the only portion of Pierce Creek Road that lies within the Town of Conklin is the portion between Kabanek Road and Lathrop Road. This request should be directed to Broome County, which owns Pierce Creek Road. Mr. Finch stated that the request to form a Neighborhood Watch Program should be directed to the Broome County Sheriff's Department.

RESO 2012-101: AUTHORIZE HIRING/LIFEGUARDS/EFFECTIVE JUNE 2, 2012

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the hiring of the following lifeguards, subject to meeting all requirements, effective June 2, 2012:

<u>LAST NAME</u>	<u>FIRST NAME</u>	<u>2011 RATE</u>	<u>2012 RATE</u>
Ayres	Harrison J.		\$7.25
Bensley	Meagan M.	\$7.25	\$7.25
Brown	Alicia A.		\$7.25
Eldred	Melanie A.	\$7.25	\$7.25
Lyke	Jennifer E.	\$7.50	\$7.50
Lyke	Tyler F.	\$7.25	\$7.25

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Martir	Alexander A.	\$8.00	\$8.00
Markstein	Emily R.		\$7.25
Morgan	Olivia C.	\$7.25	\$7.25
Mullins	Kelsey E.	\$8.25	\$10.00
Olsen	Hope M.	\$7.25	\$7.25
Petroski	Andrew R.		\$7.25
Petroski	Joseph A.		\$7.25
Robinson	Troy M.		\$7.25
Rogers	Joshua P.	\$7.50	\$7.50
Storti	Adam L.		\$7.25
Sutton	Andrew B.	\$7.25	\$7.25
Williams	Kayleigh M.		\$7.25

Seconded by Mr. Francisco.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

RESO 2012-102: RATIFY PAYMENT/U.S. POSTAL SERVICE/2ND QUARTER WATER & SEWER BILLING POSTAGE

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #4235, account code SW8310.4, in the amount of \$294.40 to the U.S. Postal Service for 2nd Quarter Water & Sewer billing postage.

Seconded by Mr. Bullock.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

RESO 2012-103: RATIFY PAYMENT/CONKLIN BEAUTIFICATION CORPS PRIZE DRAWING

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of the following checks, account code A7550.4, for the Conklin Beautification Corps prize drawing:

John Colley	Check #4231	\$ 50.00
John Dubay	Check #4232	\$100.00
Dee Nevins	Check #4233	\$ 25.00

Seconded by Mr. Francisco.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

RESO 2012-104: DECLARE EMERGENCY/ELECTRIC SERVICE/SEWER PUMP STATION/DAMAGED IN SEPTEMBER 2011 FLOOD

Mr. Minoia moved for the following resolution:

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Be It Resolved: that the Town Board of the Town of Conklin declared an emergency for the mitigation of the electric service at the sewer pump station, which was damaged in the September 2011 Flood.

Seconded by Mr. Francisco.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

RESO 2012-105: AWARD EMERGENCY CONTRACT/MITIGATION WORK/SEWER PUMP STATION/SIEWERT EQUIPMENT & A.C. SPEAR ELECTRIC/AS SUBMITTED AND APPROVED BY FEMA

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin awards the emergency contract to Siewert Equipment and A.C. Spear Electric for mitigation work on the electric service at the sewer pump station, at a cost not to exceed \$571,000, as submitted and approved by FEMA.

Seconded by Mr. Bullock.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

Mr. Finch explained that FEMA will pay 75% of the cost of the mitigation, and New York State will pay the remaining 25%.

RESO 2012-106: RATIFY PAYMENT/THE PAINTED DAISY/TOWN HALL LAWN FLOWERS

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #4234, account code A1620.4, in the amount of \$55.94 to The Painted Daisy for flowers for the Town Hall lawn.

Seconded by Mr. Francisco.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

RESO 2012-107: RATIFY PAYMENT/BLUESTORM TECHNOLOGIES, INC./25% DOWN PAYMENT/PRE-APPROVED TOWN OF CONKLIN WEBSITE DESIGN

Mr. Minoia moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #4236, account code A1989.2, in the amount of \$950.00 to Bluestorm Technologies, Inc., for 25% down payment of the pre-approved Town of Conklin website design.

Seconded by Mr. Francisco.

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VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

RESO 2012-108: AUTHORIZE PAYMENT/BILL LIST/\$108,526.28

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes payment of the following Bill List in the total amount of \$108,526.28:

General	\$ 36,613.91
Highway	4,308.45
2011 Flood Emergency	53,191.08
Light Districts	2,146.46
Sewer District	2,341.63
Water District	3,724.75
Non-Budget	<u>6,200.00</u>
Total	\$108,526.28

Seconded by Mr. Bullock.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

Mr. Finch stated that FEMA will be reimbursing the Town for the \$53,191.08 spent for the 2011 Flood Emergency.

DOG PARK LOCAL LAW

Ms. Sacco stated that the Public Hearing regarding the proposed local law allowing the establishment of a dog park will be held at the June 12, 2012 Town Board meeting. She added that the suggestions from the Dog Control Officer had been added to the proposed local law.

LIGHTS AT COMMUNITY CENTER

Mr. Francisco reported that he priced light replacement fixtures for the Community Center ceiling. He stated that the sensor costs \$120, the relay control costs \$55, and the LED costs \$43. Mr. Francisco stated that the light can be set to be on from 30 seconds to 30 minutes. The Town Board approved moving forward with this project. He stated that the lights in the parking lot are lit from 9 P.M. until 12 A.M.

TOWN WEBSITE

Town Clerk Sherrie Jacobs reported that Elizabeth Einstein from the **Country Courier** is taking pictures of the Town parks and other sites for the new Town of Conklin website. She stated that the new office equipment will be installed on Wednesday, May 23.

MAY 19 CLEAN-UP

Mr. Finch thanked those who participated in the May 19 Clean-up Day, and asked that the residents keep the town cleaned up in their own areas.

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12 WOODCREST WAY

Mr. Finch reported that the closing on the property located at 12 Woodcrest Way will be held soon, and that a downpayment has been made on the property. He stated that the Town will mow the property once, and then it will become the responsibility of the new owner.

RESO 2012-109: EXECUTIVE SESSION/PERSONNEL ISSUE

Mr. Finch moved to close the Regular Town Board Meeting and move into Executive Session at 6:12 P.M. to discuss a personnel issue.

Seconded by Mr. Minoia.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

Dog Control Officer Darlene Weidman was asked to attend the Executive Session and she refused to attend “without her husband as a witness.” Upon advisement by the Town Board that this was not acceptable, she agreed to attend and the Executive Session began at 6:15 P.M.

An Executive Session of the Town Board of the Town of Conklin was held at the Conklin Town Hall at 6:15 P.M. with Deputy Supervisor James Finch presiding. Present were: Deputy Supervisor Finch, Mr. Bullock, Mr. Minoia, Mr. Francisco, Town Clerk Sherrie Jacobs, Town Attorney Cheryl Sacco, and Dog Control Officer Darlene Weidman. Town Clerk Jacobs assumed duties of secretary of the meeting.

A discussion was held pursuant to Public Officers Law section 100 of the State of New York regarding the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal, or removal of a particular person or corporation.

RESO 2012-110: RE-OPEN REGULAR TOWN BOARD MEETING

Mr. Bullock moved to close the Executive Session and re-open the Regular Town Board Meeting at 7:15 P.M.

Seconded by Mr. Francisco.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

**RESO 2012-111: DIRECT DOG CONTROL OFFICER TO PROCEED WITH DOG
ENUMERATION/8-2-2012 TO 1-31-2013/AUTHORIZE ADVERTISEMENT/COUNTRY
COURIER**

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin directs the Dog Control Officer to proceed with a dog enumeration from August 2, 2012, through January 31, 2013, and authorizes advertisement of such in the **Country Courier**. There will be a grace period from May 22 through August 1, 2012, for previously unlicensed dogs to be licensed with no penalty. Once the enumeration begins, a penalty of \$10 will be assessed for each unlicensed dog found through the enumeration.

Seconded by Mr. Francisco.

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VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes. Motion passed unanimously.

There being no further business to come before the Board, Mr. Francisco moved for adjournment, seconded by Mr. Finch. The meeting adjourned at 7:20 P.M.

Respectfully submitted,

Sherrie L. Jacobs
Town Clerk

