

**REGULAR TOWN BOARD MEETING**

**DECEMBER 27, 2011**

The Town Board of the Town of Conklin held a Regular Town Board Meeting at 7:00 P.M. on December 27, 2011, at the Conklin Town Hall. Mrs. Preston, Supervisor, presided. The meeting opened with the Pledge of Allegiance.

<b>PRESENT:</b>	Town Board Members	Bullock, Minoia, Francisco, Finch, Preston
	Town Counsel	Mark S. Gorgos
	Town Clerk	Sherrie L. Jacobs
	Highway Superintendent	Patrick Latting
	Assistant to Supervisor	Lisa Houston
	Dog Control Officer	Darlene Weidman
	Substitute DCO	Kelly Wildoner
<b>GUESTS:</b>	<b>Country Courier</b>	Elizabeth Einstein
	Conklin Vol. Fire Dept.	Bill Gorman
		John Colley
		Laurie Francisco
		Peter J. Motsavage

**MINUTES: DECEMBER 13, 2011 REGULAR TOWN BOARD MEETING**

Mr. Finch stated that he would like a clarification on page 3 of the December 13, 2011 Regular Town Board Meeting minutes under the heading "Sullivan Park." He stated that Mr. Sullivan asked him whether or not the Town Board had discussed the mineral rights to the area known as Sullivan Park, and Mr. Finch replied that the Town Board did not discuss this.

Mr. Bullock moved to approve the December 13, 2011 Regular Town Board Meeting minutes as presented, with the clarification noted above.

Seconded by Mr. Francisco.

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

**CORRESPONDENCE:**

Supervisor Preston acknowledged receipt of a report from the Supervisor's office.

**PUBLIC COMMENTS:**

**VERIZON TRAILER ON TERRACE DRIVE**

Conklin Volunteer Fire Chief Bill Gorman stated that Verizon has a trailer parked on Terrace Drive that will present a hazard when snow plowing begins. He asked when this trailer will be moved. Mr. Francisco stated he believes it is a temporary switching trailer. The Town Board agreed that the trailer needs to be moved soon.

**REPORT: SUPERVISOR'S REPORT**

Refer to written report.

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**OLD BUSINESS:**

None.

**NEW BUSINESS:**

**RESO 2011-197: RATIFY PAYMENT/DEBRA PRESTON/MILEAGE**  
**REIMBURSEMENT/DECEMBER 2011**

Mr. Minoia moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #3537, account code A1220-4-400, in the amount of \$152.07 to Debra Preston for mileage reimbursement for December 2011.

Seconded by Mr. Francisco.

VOTE: Bullock – Yes, Minoia – Yes, Francisco – Yes, Finch – Yes, Preston – Abstain. Motion carried: 4 – Yes, 1 – Abstain.

**RESO 2011-198: RATIFY PAYMENT/LOWES OF VESTAL/REPLACEMENT**  
**PURCHASE OF FLOODED SNOW BLOWER/PURCHASE ORDER # 11-01952**

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #3535, account code HA-8760-4G, in the amount of \$599.00 to Lowe's of Vestal for the replacement purchase of a flooded snow blower, Purchase Order #11-01952.

Seconded by Mr. Francisco.

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

**RESO 2011-199: RATIFY PAYMENT/KOMOR CONSTRUCTION/PAYMENT**  
**DUE/COMPLETION OF GARAGE RUBBER ROOF/HIGHWAY GARAGE**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #3536, account code A5132-2, in the amount of \$2,250.00 to Komor Construction for payment due upon completion of a rubber roof on the Town Highway Garage, Purchase Order #11-01883.

Seconded by Mr. Minoia.

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

**RESO 2011-200: RATIFY PAYMENT/BRIGHAM BUILDERS/2<sup>ND</sup> PERCENTAGE OF**  
**COMPLETION PAYMENT/COMMUNITY CENTER RESTORATION PROJECT**

Mr. Bullock moved for the following resolution:

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Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #3538, account code HA8760.4E, in the amount of \$4,389.75 to Brigham Builders for payment for the second percentage of completion of the Community Center Restoration Project, Purchase Order #11-01803.

Seconded by Mr. Finch.

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

Mr. Finch asked if the Community Center Restoration Project is completed yet and Supervisor Preston replied that it is not yet completed.

**RESO 2011-201: RATIFY PAYMENT/SIGFONT, INC./LASER SIGNATURE FEE**

Mr. Minoia moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #3539, account code A1220.4, in the amount of \$29.95 to Sigfont, Inc., for a laser signature fee.

Seconded by Mr. Francisco.

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

**RESO 2011-202: APPOINT YOUTH COMMISSION/2012/J. BRUETSCH/B. STOCK/R. STORM/R.FINCH/D.HOGAN**

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin appoints the following to the Youth Commission for the year 2012: Joseph Bruetsch, Brian Stock, Rusty Storm, Rob Finch, and Dan Hogan.

Seconded by Mr. Finch.

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

**RESO 2011-203: APPROVE PAYMENT/BILL LIST/12-27-2011/\$84,797.54**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves payment of the following Bill List dated December 27, 2011, in the total amount of \$84,797.54:

General	\$34,329.04
Highway	25,410.47
2011 Flood Fund	15,903.72
Light Districts	2,200.50
Sewer District 1	1,986.80
Water District	<u>4,967.01</u>
<b>Total</b>	<b>\$84,797.54</b>

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Seconded by Mr. Finch.

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

**RESO 2011-204: AUTHORIZE BUDGET MODIFICATIONS OF STATED FROM AND TO BUDGET LINES AS OF DECEMBER 27, 2011**

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes Budget modifications of the stated from and to Budget Lines as of December 27, 2011 (see attached).

Seconded by Mr. Bullock.

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

**RESO 2011-205: AUTHORIZE APPROPRIATION OF UNANTICIPATED REVENUES**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the appropriation of unanticipated revenues (see attached).

Seconded by Mr. Finch.

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

Mr. Finch asked if the work on the Town Landfill has been completed and Supervisor Preston replied that the survey is not yet completed.

**RESO 2011-206: DESIGNATE CONKLIN VOLUNTEER FIRE DEPARTMENT AS ENTITY TO PROVIDE EMERGENCY MEDICAL CARE IN TOWN OF CONKLIN & AUTHORIZE SUPERVISOR TO SEND LETTER MAKING SUCH DESIGNATION TO NYS DEPARTMENT OF HEALTH**

Mr. Minoia moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin designates the Conklin Volunteer Fire Department, Inc., as the entity to provide emergency medical care in the Town of Conklin and authorizes the Supervisor to send a letter making such designation to the New York State Department of Health.

Seconded by Mr. Francisco.

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

**RESO 2011-207: RE-APPOINT HAROLD COLE/MEMBER OF TOWN ZONING BOARD OF APPEALS/FIVE-YEAR TERM/JANUARY 1, 2012 – DECEMBER 31, 2016**

Mr. Minoia moved for the following resolution:

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Be It Resolved: that the Town Board of the Town of Conklin re-appoints Harold Cole to the position of member of the Town Zoning Board of Appeals for a five –year term to run from January 1, 2012, through December 31, 2016.

Seconded by Mr. Francisco.

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

**RESO 2011-208: RE-APPOINT SHARON A. PLATT/MEMBER/TOWN PLANNING BOARD/FIVE-YEAR TERM/JANUARY 1, 2012 – DECEMBER 31, 2016**

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin re-appoints Sharon A. Platt to the position of member of the Town Planning Board for a five-year term to run from January 1, 2012, through December 31, 2016.

Seconded by Mr. Francisco.

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

**RESO 2011-209: AUTHORIZE SUPERVISOR/ENTER CONTRACT/MEGA/INTEGRYS/22-MONTH TERM TO END 10-31-2014**

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the Supervisor to enter into a contract with MEGA (Municipal Energy and Gas Alliance) to allow Integrys to supply energy to the Town for a 22-month term to end October 31, 2014.

Seconded by Mr. Minoia.

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

**RESO 2011-210: ACCEPT WITH REGRET/RESIGNATION/DEBRA A. PRESTON/TOWN SUPERVISOR/EFFECTIVE DECEMBER 31, 2011**

Mr. Minoia moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin accepts with regret the resignation of Debra A. Preston from the position of Town Supervisor, effective December 31, 2011.

Seconded by Mr. Bullock.

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

Supervisor Preston thanked the Town residents for allowing her to serve as Town Supervisor.

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**POSSIBLE FLOOD DAMAGE LITIGATION**

Town Counsel Mark Gorgos stated that the Town of Conklin could potentially be involved with some pending flood damage litigation and stated that he will keep the Board apprised if anything further develops.

**FAREWELL AND BEST WISHES TO DEBRA PRESTON**

Mr. Gorgos stated that he has been the Town Attorney since 1989 and has worked with four Supervisors, each of whom has brought his or her own gifts to the position. He stated that Debra Preston's gift was her passion to serve the people, whom he stated were well served during her tenure as Town Supervisor. Mr. Gorgos added that it was an honor to serve with Supervisor Preston.

Mr. Bullock wished Supervisor Preston good luck with her future position as Broome County Executive, a role that she assumes beginning January 1, 2012. Mr. Minoia added his wishes for good luck in the new position and thanked Supervisor Preston for her service to the Town of Conklin.

Mr. Francisco stated Supervisor Preston has faced many challenges as Supervisor of the Town of Conklin and he is sure she will bring the same energy and passion to tackling the challenges facing Broome County. Mr. Finch added that "we appreciate what you've done."

Mr. Finch stated that the Supervisor's salary, currently \$20,000 per year, should not be as high for a new Supervisor, suggesting that it be decreased to \$15,000 per year. Mr. Gorgos stated that since the 2012 Budget has been adopted, with the salary set at \$20,000, that amount cannot be changed by Board resolution, but added that perhaps it can be changed by adopting a local law following a Public Hearing on the matter. He will research the possibility of utilizing this approach.

Town Clerk Sherrie Jacobs commented that she became Town Clerk and Debra Preston became Town Supervisor in the same year, adding that this is a difficult transition because Supervisor Preston will be very much missed. Town Clerk Jacobs congratulated Supervisor Preston on her new position and stated that it has been an honor to serve with her.

Supervisor Preston's Swearing-In Ceremony as Broome County Executive will take place in the State Office Building on January 1, 2012.

Supervisor Preston stated that she is enlarging her community and her family with the new position and thanked the Board and the residents for allowing her to serve the Town of Conklin.

**RESO 2011-211: AUTHORIZE COUGHLIN & GERHART, LLP/PROCESS PAPERWORK FOR 2011 FLOOD BUYOUT PROGRAM/\$2,250 PER PARCEL**

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes Coughlin & Gerhart, LLP, to process paperwork for the 2011 Flood Buyout Program at a cost of \$2,250 per parcel.

Seconded by Mr. Finch.

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

There being no further business to come before the Board, Mr. Bullock moved for adjournment, seconded by Mr. Finch. The meeting adjourned at 7:23 P.M.

Respectfully submitted,

Sherrie L. Jacobs  
Town Clerk`