

REGULAR TOWN BOARD MEETING
NOVEMBER 12, 2014

The Town Board of the Town of Conklin held a Regular Town Board Meeting at 6:00 P.M. on November 12, 2014, at the Conklin Town Hall. Mr. Finch, Supervisor, presided. The meeting opened with the Pledge of Allegiance.

PRESENT: Town Board Members	Bullock, Dumian, Francisco, Finch (Mr. Minoia absent due to illness.)
Town Clerk	Sherrie L. Jacobs
Assistant to Supervisor	Lisa Houston
Public Works Superintendent	Tom DeLamarter
Planning Board	Dell Boyle

GUESTS:	Jonathan Decker Laurie Francisco John Colley Dolly Stout Peter J. Motsavage Judy Kelly Tom Kelly
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MINUTES: OCTOBER 28, 2014 REGULAR TOWN BOARD MEETING

Mr. Bullock moved to approve the October 28, 2014 Regular Town Board Meeting minutes as presented.

Seconded by Mr. Dumian.

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

MINUTES: OCTOBER 31, 2014 SPECIAL TOWN BOARD MEETING

Mr. Francisco moved to approve the October 31, 2014 Special Town Board Meeting minutes as presented.

Seconded by Mr. Dumian.

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

CORRESPONDENCE:

Mr. Finch acknowledged receipt of a letter from Johnson Outdoors requesting that the company be notified if and when another catastrophic flood is predicted, so that the company can raise its flood walls.

Mr. Finch acknowledged receipt of a letter from Ed Smith, P.E., stating that New York State has approved the asbestos removal from the flood-damaged houses in the Flood Buyout Program.

Mr. Finch stated that a letter was sent from the Town of Conklin Code Office to Rodney Tompkins on Cherry Drive informing him that he must clean up his property, which has not been cleaned up since it was damaged in the 2006 Flood. Mr. Tompkins sent the Town a letter outlining his plans to work on his property.

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Mr. Finch stated that the Town received a letter from the New York State Department of Health informing the Town that its Water Department has again received an award for its fluoridation program for the municipal water supply.

PUBLIC COMMENTS:

None.

REPORT: SUPERVISOR'S OFFICE

Refer to written report.

REPORT: TOWN CLERK

Refer to written report.

REPORT: WATER AND SEWER DEPARTMENT

In addition to his written report, Public Works Superintendent Tom DeLamarter reported that the parks are closed and everything winterized. He stated that the water meter readings and the flushing of the hydrants will be completed this week, as well as the camera work in the sewer lines. Mr. DeLamarter stated that there is a problem with the wiring of the Sewer Station 4 generator and A.C. Spears has been contacted to repair it. He stated that Shawsville Cemetery has been mowed.

REPORT: HIGHWAY DEPARTMENT

Refer to written report.

OLD BUSINESS:

FLOOD BUYOUT PROGRAM UPDATE

Mr. Finch stated that 14 houses have had closings and added that the first houses will be demolished next week. He stated that Mr. Gorick will be in to sign the contract by the end of this week, adding that Gorick Construction was awarded seven of the houses ready for demolition and ZMK Construction was awarded six others. Mr. Finch stated that there are 31 houses total in the Buyout Program. Mr. Finch asked if the money for demolitions will be enough through the end of 2014 and Assistant to the Supervisor Lisa Houston stated that "it depends on when the closings happen." Mr. Finch explained that there are "small technicalities" holding up the closing process on some of the properties. Mr. Bullock stated that the list of properties provided by Ms. Houston was a "very helpful list." Mr. Dumian asked if the Town has received money for the houses and Ms. Houston explained that the money the Town has received to date has been for the closings, not for the demolitions (which are reimbursed to the Town after the demolitions are completed). She added that the Town can use this money for demolitions if necessary.

CODE OFFICER POSITION

Mr. Francisco stated that the Town conducted one interview on November 12 for the Code Officer position and will conduct a second interview next week. Mr. Bullock asked if temporary

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Code Officer Ron Lake is aware of the new software program that will be purchased for the Code Office and Mr. Finch stated that he had informed Mr. Lake about this program. Mr. Finch stated that Mr. Lake will use the Parks truck for Code Office work.

WALKABLE COMMUNITY WALKWAY/CORPORATE PARK

Mr. Finch stated that he met with Broome County Public Works Commissioner Daniel Schofield and the County has decided to install “Seasonal Use Only” signs along the Two Rivers Greenway walkway in the Broome Corporate Park, so there will be no need for the Town to try to maintain the walkway during the winter months. Mr. Dumian stated that he felt this is an appropriate decision because maintenance of the walkway would have been a “huge cost and liability to the Town.”

NEW BUSINESS:

RESO 2014-179: AUTHORIZE 2015 HOLIDAY SCHEDULE

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the following 2015 Holiday Schedule:

January 1, 2015 (Thursday)	New Year’s Day
January 19, 2015 (Monday)	Martin Luther King Day
February 16, 2015 (Monday)	Presidents Day
April 3, 2015 (Friday)	Good Friday
May 25, 2015 (Monday)	Memorial Day
July 3, 2015 (Friday)	Observance of Independence Day
September 7, 2015 (Monday)	Labor Day
November 11, 2015 (Wednesday)	Veterans Day
November 26, 2015 (Thursday)	Thanksgiving Day
November 27, 2015 (Friday)	Day after Thanksgiving
December 25, 2015 (Friday)	Christmas Day

Seconded by Mr. Dumian.

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

RESO 2014-180: CANCEL REGULAR TOWN BOARD MEETING SCHEDULED FOR
DECEMBER 23, 2014

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin cancels the Regular Town Board Meeting scheduled for December 23, 2014.

Seconded by Mr. Francisco.

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

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RESO 2014-181: RE-APPOINT ARTHUR BOYLE/ZONING BOARD OF APPEALS
MEMBER & WILLIAM NORTHWOOD/ZONING BOARD OF APPEALS
CHAIRPERSON/FIVE YEAR TERMS/JANUARY 1, 2015 – DECEMBER 31, 2019

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin re-appoints Arthur Boyle to the position of member of the Zoning Board of Appeals and re-appoints William Northwood to the position of Chairperson of the Zoning Board of Appeals each for a five-year term to run from January 1, 2015, through December 31, 2019.

Seconded by Mr. Dumian.

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

RESO 2014-182: RE-APPOINT CHRISTOPHER OSTROWSKY/PLANNING BOARD
MEMBER/FIVE YEAR TERM/JANUARY 1, 2015-DECEMBER 31, 2019

Mr. Dumian moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin re-appoints Christopher Ostrowsky to the position of member of the Planning Board for a five-year term to run from January 1, 2015, through December 31, 2019.

Seconded by Mr. Francisco.

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

RESO 2014-183: RESCIND RESO 2014-173/HIRE GARY LOMBARDO/CODE
OFFICER

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin rescinds Resolution 2014-173 hiring Gary Lombardo to the position of Code Officer.

Seconded by Mr. Francisco.

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

RESO 2014-184: AUTHORIZE PAYMENT OF CLAIMS/BILL LIST/
11-12-2014/\$95,541.94

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes payment of the following claims in Bill List dated November 12, 2014, in the total amount of \$95,541.94:

General	\$11,597.39
Highway	11,825.69
2011 Flood Emergency	2,250.00

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Sewer District	54,828.77
Water District	6,598.09
Non-Budget	<u>8,442.00</u>
Total	\$95,541.94

Seconded by Mr. Dumian.

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

Mr. Finch commented that the large amount in the Sewer District line was due to the payment to the Binghamton-Johnson City Joint Sewage Board.

PUBLIC COMMENT:

None.

RESO 2014-185: QUALIFIED ABANDONMENT/PECKA ROAD/A TOWN HIGHWAY

Mr. Bullock moved for the following resolution:

WHEREAS, it duly appears to the Town Board of the Town of Conklin that the entire portion of Pecka Road, a Town highway in said Town, extending from Brady Hill Road to the end of Pecka Road, has not become wholly disused, but that it has not for the last two (2) years been usually traveled, along the greater part thereof, by more than two (2) vehicles daily in addition to pedestrians and persons on horseback; and

WHEREAS, the Town Board of the Town of Conklin did hold a public hearing at the Town Hall, Conklin Town Hall, 1271 Conklin Road, Conklin, New York, on September 23, 2014, at 5:30 p.m., on the question whether there should be a qualified abandonment of the aforesaid portion of said Pecka Road pursuant to the provisions of Section 205 of the Highway Law of the State of New York, and

WHEREAS, at least twenty days written notice of such hearing was duly given to all the owners and occupants of lands adjoining such highway, a copy of which notice of hearing is annexed hereto,

NOW, THEREFORE, the Town Board of the Town of Conklin does hereby decide and certify that the aforesaid portion of Pecka Road has not for two years preceding hereto been usually traveled along the greater part thereof by more than 2 vehicles daily in addition to pedestrians and persons on horseback, and that a qualified abandonment of such highway is proper and will not cause injustice or hardship to the owner or occupant of any lands adjoining

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the same;

The Town Board further certifies that the following is a description of the portion of said highway partly disused as aforesaid; to wit: Pecka Road, a Town highway, in said Town, extending from Brady Hill Road to the end of Pecka Road.

Further the Town Board received acknowledgement from the Superintendent of Highways of Broome County that the qualified abandonment is proper and will not cause injustice or hardship to the owner of occupants of any lands adjoining such highway.

THEREFORE, the aforesaid portion of said Town highway is henceforth qualifiedly abandoned within the meaning and with the effect as provided for in Section 205 of the Highway Law of the State of New York.

Seconded by Mr. Finch.

CERTIFICATION

I, Sherrie L. Jacobs, do hereby certify that I am the Town Clerk of the Town of Conklin and that the foregoing constitutes a true, correct, and complete copy of a resolution duly adopted by the Town Board of the Town of Conklin at a meeting thereof held at the Conklin Town Hall, 1271 Conklin Road, Conklin, New York, on November 12, 2014. Said resolution was adopted by the following roll call vote:

Supervisor James E. Finch	YES
Councilman Gary D. Bullock	YES
Councilman Charles Francisco	YES
Councilman Jerry Minoia	ABSENT
Councilman William Dumian	YES

Dated: November 12, 2014

Town of Conklin Seal

Sherrie L. Jacobs, Town Clerk of the Town of Conklin

FOOD AND TOY COLLECTION

Town Clerk Sherrie Jacobs reminded those present that the Conklin Business Association is hoping to “Fill the Tractor” in the foyer of the Town Hall with non-perishable food and toys for local families in need, to be distributed prior to the Christmas holiday. The Town of Conklin Children’s Christmas Party will be held December 20, 2014, at the Maines Community Center.

Mr. Finch asked those present to keep Mr. Minoia in their thoughts and prayers, as he is ill. There being no further business to come before the Board, Mr. Dumian moved for adjournment, seconded by Mr. Francisco. The meeting adjourned at 6:20 P.M.

Respectfully submitted,

Sherrie L. Jacobs, Town Clerk

