

REGULAR TOWN BOARD MEETING

JUNE 13, 2017

The Town Board of the Town of Conklin held a Regular Town Board Meeting at 6:30 P.M. on June 13, 2017, at the Conklin Town Hall. Mr. Dumian, Supervisor, presided. The meeting opened with the Pledge of Allegiance.

PRESENT: Town Board Members Farley, Platt, Francisco, Dumian
(Dell Boyle-Absent)

Town Counsel	Cheryl Sacco
Town Clerk	Sherrie L. Jacobs
Town Engineer	John Mastronardi
Code Officer/Dog Control Officer	Nick Vascello
Crew Leader	Tom DeLamarter
Secretary to the Supervisor	Lisa Houston
Administrative Clerk	Mary Plonski
Zoning Board of Appeals	Tom Kelly

GUESTS: Country Courier	Elizabeth Einstein
M.S. Contracting, LLC	David Shank
BlueStorm Technologies	Darrell Dennison
BlueStorm Technologies	Chris Galli
	Christine Robinson
	Arthur Robinson
	LeRoy Jenkins
	Laurie Francisco
	Linda Whited
Bill Herrick	Betty Spear
David Berry	Vince Rafferty
Pat Rafferty	Gary F. Blaisure
Arlene C. Dubay	John J. Dubay
Mark Saunders	Dennis J. Pavelski, Sr.

MINUTES: MAY 23, 2017 WORK SESSION & REGULAR TOWN BOARD MEETING

Mr. Farley moved to approve the May 23, 2017 Work Session and Regular Town Board Meeting minutes as presented.

Seconded by Mr. Francisco.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

APPLICATION FOR SPECIAL USE PERMIT/BAILEY MINE/M.S. CONTRACTING

Prior to the opening of the Public Hearing, Town Attorney Cheryl Sacco began discussion regarding the application for a Special Use Permit for the Bailey Mine, submitted by M.S. Contracting, LLC. Ms. Sacco explained that the DEC (New York State Department of Environmental Conservation) has a separate permitting process from the process used by the Town of Conklin, adding that the DEC has the final jurisdiction and is the agency that actually approves and issues the mining permit. She explained that the Town's Special Use Permit process is required by the Town Zoning Code as a special land use permit, adding that it provides a voice for the public to express its concerns to the DEC. Ms. Sacco emphasized that the Town Special Use Permit does NOT supersede the DEC, which is the final decision-making body. Ms. Sacco stated that the Town had just received the 239 Review from Broome County, which

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expressed several concerns regarding the proposed bluestone mining operation. She stated that she will recommend keeping the Public Hearing open until more information has been obtained. Ms. Sacco stated that Supervisor Dumian will be writing a letter to the DEC stating the concerns expressed by residents and by Broome County.

PUBLIC HEARING

TO RECEIVE INPUT REGARDING APPLICATION FROM M.S. CONTRACTING, LLC, FOR SPECIAL USE PERMIT FOR BAILEY MINE/200 MONTROSE DRIVE

PRESENT: Same as on page one.

Notice of Public Hearing having been duly advertised, Supervisor Dumian declared the Public Hearing open at 6:35 P.M. and asked those present to speak either for, or in opposition to, the application from M.S. Contracting, LLC, for a Special Use Permit to operate the Bailey Mine on property located at 200 Montrose Drive.

David Shank, a geologist for M.S. Contracting, LLC, the applicant, stated that his company had been in conversation with the DEC and had already answered the concerns regarding noise, air quality, and acreage affected, which were raised in the 239 Review from Broome County. He added that all of those questions “were answered in the application and plan.” Mr. Shank stated that the County asked about the number of acres to be affected and the timeline involved, and stated that money will be set aside for reclamation work, as is required by the DEC. He stated that noise mitigation will be enhanced by distance from residences, vegetation, and topographic features. Mr. Shank stated that the DEC has already issued a Negative Declaration through SEQR (State Environmental Quality Review), meaning that the DEC does not foresee any significant environmental impact from this proposed project.

John Dubay of Corbettsville Road stated that the setback requirement is 1,000 feet and asked who has the residence closest to the proposed mining site. Mr. Shank stated that the closest structure is a cabin belonging to Jerry Regan. Mr. Regan could not be at the Public Hearing this evening but e-mailed a letter to Cynthia Hill at the DEC expressing his concerns with the proposed project. Mr. Dumian read the letter into the minutes as follows:

“Cynthia,

“Hello and thank you for your input on my questions for the permit request by MS Contracting LLC for the Conklin Mine property on 200 Montrose Drive. Our property adjoins this property on the north side and we have some concerns about this type of operation and impacts on our residence and the environment. We have owned the 166 acres for more than 20 years and this winter we added electric to our residence as we prepare to make this our permanent residence in the near future. We acquired the property for the natural beauty, wildlife and peaceful atmosphere. We have built here specifically to enjoy our retirement years in a peaceful natural way.

“The idea of opening a **major** mining facility next door creates some major concerns and will likely devalue our property that we have spent the last 20 years enhancing. Our concerns include noise and dusk pollution, water and well contamination, impacts on wildlife and the overall environment, impacts of blasting on our residence and our mental health. We are concerned about the impacts this operation will have on our property from noise and dust pollution to hours

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of operations to how close to our boarders would they be allowed to operate. We also have concerns with the blasting and potential impacts on our clean well water and potential run off.

“We would request that if their permit request is approved that the hours of operation be limited to normal business hours (9am to 4pm) on weekdays only and not be allowed to operating on weekends, evenings or holidays.

“The set back on the property lines (I think you mentioned 25 feet) seems very inadequate and should be reviewed and significantly expanded. Would there be consideration by the new owner to sell a larger buffer zone of land to the neighbors, our residence would appear to be well below the initial area of operation and that would help address many of the issues above.

“I work outside the area and will be traveling and not able to attend the public hearing but would request my concerns be expressed and addressed.

“Sincerely,

“Jerry Regan”

Mr. Shank stated that his client, Steve Greg of M.S. Contracting, LLC, met with Mr. Regan to discuss Mr. Regan’s concerns, including setback, which Mr. Greg stated will be 1,100 feet from Mr. Regan’s property. Mr. Shank stated that Mr. Regan was appeased by Mr. Greg’s responses.

Arthur Robinson of Montrose Drive stated that he owns the property “next door” to the proposed mining operation. Looking at a map of subsequent phasing, he asked about the 25 foot setback and Mr. Shank stated that this is the “minimum requirement for mining,” plus 1.25 times the depth of the quarry. Mr. Robinson asked if a safety berm would be created and Mr. Shank stated that this would be the case. Mr. Robinson stated that there is “a downslope already there.” Mr. Shank replied that the safety berm is required by the DEC and added that the setback takes the safety berm into account. He explained that from the property line there is a 25 foot setback, then the safety berm, then the mine face.

Mr. Dumian asked if there is a scheduled inspection process and Mr. Shank replied that inspections are required once per year, with new mines being inspected more often, usually with less than 24 hours’ notice. He added that setback violations are particularly obvious, given the DEC’s use of Google Earth, with enforcement requiring reclamation efforts be put into place. Mr. Robinson questioned the reason why he had been refused by the DEC to have a mining operation, asking “but it’s allowed now?” Mr. Dumian stated that “site plans should be correct and adhered to,” making sure that the owner follows the site plan. He added that the Town Board will not take action this evening on the Special Use Permit.

Mr. Robinson asked if the DOT (New York State Department of Transportation) is aware that 22-ton truck loads will be traveling on Montrose Drive, and Mr. Shank replied that the DOT regulates the trucking part of the proposed operation, with a special Highway Permit required, and so would be aware of the size of the loads being hauled. Mr. Robinson asked how many trucks will be running and Mr. Shank replied, “A few dozen trucks per week.” Mr. Robinson commented that Lopke Trucking hauls crusher run from a nearby quarry and 78 trucks have been counted in one week. Mr. Dumian commented that there are many different types of trucks in Conklin, adding that the DOT sets the parameters and may not be willing to limit the number of trucks allowed per day.

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Mr. Shank commented that this will not be “a major operation,” adding that the bluestone will be mined as slabs, with the only crusher run being the waste created in the extraction process, adding that the product will be sold locally. Mr. Robinson asked how much blasting will occur and Mr. Shank stated that the number will vary, adding that the operation will use small blasts and that the DEC has very tight regulations regarding blasting.

Chris Robinson asked about the air quality, adding that she knows a special permit is required for that. Mr. Shank replied that the mining permit is obtained first, then the required air facility registration. Mrs. Robinson asked about the water that will be used in the operation, whether it will be in water trucks or will be stored on site. Mr. Shank replied that the water truck will be used only on site, adding that a basin will be dug to allow water to drain into the ground. He added that road dust will be controlled by use of a palliative. Mrs. Robinson asked if water samples will be checked and Mr. Shank replied that they will be checked if they are “off the affected areas.” He stated that the proposed mining operation is not near the creek in the area, nor will the mining come close to the water table. Mr. Dumian stated that Town Engineer John Mastronardi and Code Officer Nick Vascello had inspected the site. Mr. Mastronardi stated that runoff is also a concern to him, adding that those concerns will be passed on to Cynthia Hill of the DEC, adding that the DEC oversees the plan for runoff for mining sites.

Mr. Dubay asked about human waste and Mr. Dumian replied that this is not in the site plan. Mr. Shank stated that there will be portable facilities for the workers but no septic system.

Arlene Dubay of Corbettsville Road talked about the numerous trucks hauling stone that already traverse Montrose Drive and Banta Road. She stated that she is a walker who “fears for her life” as stones bounce off the trucks, littering the shoulder of the road in the way of bicyclists and walkers. Ms. Dubay stated that she was part of a committee several years ago to make the Town of Conklin a “walkable community,” which now sees parents with strollers, joggers, and walkers on the Town’s roadways. She stated that “at 86 years old, I shouldn’t have to fear getting hit with a stone.” Ms. Dubay stated that she asked New York State, which owns Route 7 (Conklin Road), to sweep the road and they did so only once. Mr. Dumian stated that even if the loads of stone are covered, the stones can still fly off. Ms. Dubay asked whose responsibility it is to clean up the stones and Mr. Dumian replied it is the responsibility of the New York State DOT. He added that he will research this further but makes no guarantees that he can affect change with this situation. Ms. Dubay added that she has also asked the Town to paint crosswalks on the road at the intersection of Conklin Road, Corporate Drive, and Cedarhurst Road.

Vince Rafferty of Montrose Drive stated that he lives just north of the Bailey property. He stated that he has asked how many employees would be working the site and how many trucks would be used to haul stone and has not been able to get an answer from Mr. Greg. He stated that the application is for 40 acres for bluestone mining. Mr. Rafferty stated that the applicant has stated that you “can’t hear the crushers,” but stated that he can hear crushers from other nearby quarries. He asked who currently owns the property and Mr. Shank stated that the Baileys still own the property, but M.S. Contracting, LLC, has the option to buy the property if the mining application is approved. Mr. Rafferty stated that Mr. Greg is “Lopke’s son-in-law,” so he expects a similar operation. (Lopke Construction owns a nearby mining operation.) Mr. Dumian stated that all of these concerns will be shared with the DEC. Mr. Shank explained that the noise test is “relative to ambient noise levels,” so if the sound of crushers can be heard, that comprises part of the ambient noise, although he stated that most of the ambient noise comes from traffic. Mr. Rafferty commented that the berm is supposed to help reduce the noise.

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Mr. Robinson stated that the trucks from Dick's Warehouse, Maines, and GE present "a source of danger," as many of them "run yellow lights" at the intersection of Corporate Drive and Conklin Road. Mr. Dumian stated that the Town requested two years ago that the DOT lower the speed limit from the intersection to the railroad bridge. He added that the Town has also asked Dick's Warehouse Distribution Center to add a turning lane for its employees and the company has agreed to do so. Mrs. Robinson asked if the mine will operate in the winter and Mr. Shank stated that the answer is "typically no," although he added that it is legal to operate year round. Mr. Dubay stated that trucks run on Banta Road, near his Corbettsville Road home, "twelve months a year." Mr. Rafferty asked if the DOT requires a bond on the roads to pay for repairs and Mr. Dumian stated that he "can't speak for the DOT," but will research this. He added that the Town would require bonding for Town roads, adding that Broome County handles roads that belong to the County. Mr. Rafferty stated that it is his understanding that routes with one or two digits in the route number do not have to be bonded in New York State.

David Berry of Montrose Drive asked when the ambient noise study was conducted and Mr. Shank stated that it was conducted in December 2016. Mr. Berry asked why the reclamation is required and Mr. Shank stated that the DEC requires a reclamation plan and bond for mining operations, adding that topsoil, mulch, and seed mix are part of the requirements. Mr. Shank explained that bluestone mining is treated as "low impact." He stated that if the applicant is successful, reclamation will be done by M.S. Contracting, LLC, rather than by the previous mine owner, who had only received a permit for exploration.

Mr. Berry asked where the reduction in the speed limit had been requested and Mr. Dumian explained that it was requested at the intersection of Route 7 and Corporate Drive. Mr. Berry asked if a reduction of the speed limit could be requested for Montrose Drive and Mr. Dumian stated that the Town can request that but it will be the NYS DOT that will make the decision. Mr. Mastronardi stated that the mine operator may be required to install warning signs as part of its Highway Permit. Mr. Farley stated that the current driveway does not comply with requirements for this operation, and Mr. Mastronardi agreed, adding that there is an entire manual of requirements for the Highway Permit and that permit application is under review. Mr. Shank stated that the applicant agrees that the current driveway is not suitable. Mr. Dumian stated that a gate needs to be installed to be closed when the mine is not in operation, to keep trespassers from entering the property. He also asked if the company could be required to sweep the road.

Gary Blaisure of Corbettsville Road asked about the noise from the jake brake used by trucks coming down the steep hill. He asked if decibel level prohibition signs could be posted as they are on some highways.

Linda Whited of Corbettsville Road asked who currently owns the property and Mr. Shank explained that currently Baileys still own the property. Ms. Whited stated that the trucks that run currently "are deafening," adding that she can no longer enjoy sitting on her porch and having a conversation with someone. "We live in the country and like the peace and quiet," she stated, adding that she feels the "noise, dust on the road, and potential damage to the aquifer will ruin their quality of life."

Mr. Farley asked if there are scales on site to weigh the stone and Mr. Shank stated that there will not be scales. Mr. Robinson stated that 22 tons is "about all they can hold unless they are topped" (to 30 pounds), "which is illegal." Mr. Shank stated that the New York State Police monitor compliance to weight limits. Mr. Farley asked if Broome County Health Department

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has been contacted regarding fuel storage and Mr. Shank stated that any fuel stored on site would be below the threshold needed for a permit to be required.

Betty Spear of Montrose Drive asked about the safety of her well, adding, "I lost my last well due to blasting and had to dig a new one." She asked if there is an agreement and who is monitoring the operation. Mr. Shank stated that water will only be used for dust suppression, adding that there will be no washing of aggregate on site, nor any sawing of the bluestone on site. Ms. Spear asked what protection she would have for her well and Mr. Shank stated that any blasting will occur above the water table.

Mr. Robinson asked if there will be another meeting and Mr. Dumian stated that there will be another meeting, but added that it will be an informational meeting, not another Public Hearing. There being no further questions or public comments, Mr. Dumian declared the Public Hearing closed at 7:40 P.M.

CORRESPONDENCE: WATER & SEWER DEPARTMENT

Crew Leader Tom DeLamarter stated that there is an issue at Sewer Station 5, near Julius Rogers Park, with rags clogging the pumps. He stated that his department has been at this sewer station three times in the past four days to remove debris. Mr. DeLamarter stated that he considered installing a separate grinder, but it will not fit in the space available, so he is considering two pump grinders and the necessary update to the control board, at an approximate cost of \$32,000. He stated that the mixer is working well on the grease, but the rags are creating a problem that "must be addressed" and is an emergency situation. Mr. DeLamarter explained that residential buildings, unlike commercial buildings, are not required to have a backflow valve, meaning that if the pumps are clogged by the rags, there is potential for sewage to back up into residential homes in the area, causing property damage and health concerns.

**RESO 2017-119: DECLARE SITUATION AT SEWER STATION 5 AN
EMERGENCY/BYPASS GML BIDDING REQUIREMENT**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin declares the situation at Sewer Station #5 to be an emergency, thus making it appropriate to bypass the GML bidding requirement.

Seconded by Mr. Platt.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

Mr. DeLamarter stated that it will cost approximately \$32,000 in parts and labor to install the new pumps and grinders. He stated that there is money in his department's budget to cover the cost, so no bonding would be necessary. He stated that the timeline for the repairs would be two weeks.

**RESO 2017-120: AUTHORIZE T. DELAMARTER/PROCEED WITH PURCHASE &
INSTALLATION/NECESSARY EQUIPMENT AT SEWER STATION 5 / WITH
SIEWERT/COST NOT TO EXCEED \$40,000**

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Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes Thomas DeLamarter to proceed with purchase and installation of necessary equipment at Sewer Station 5 with Siewert, at a cost not to exceed \$40,000.

Seconded by Mr. Francisco.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

RESO 2017-121: AUTHORIZE SALE/2008 GMC TRUCK/\$16,900

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the sale of the 2008 GMC Truck for the price of \$16,900. The truck had been declared surplus.

Seconded by Mr. Platt.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

RESO 2017-122: AUTHORIZE SALE/2004 GMC 7500 DUMP TRUCK/\$11,700

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the sale of the 2004 GMC 7500 Dump Truck for the price of \$11,700. The truck had been declared surplus.

Seconded by Mr. Platt.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

WATER ASSISTANCE FOR TOWN OF KIRKWOOD

Mr. DeLamarter stated that the Town of Kirkwood is having issues with its water supply and so will temporarily hook into the Town of Conklin water at the hydrant near Frito-Lay. The Town of Kirkwood's water system repairs should be completed in eight to ten days. Mr. DeLamarter stated that the Town of Kirkwood had extended this "Good Neighbor" assistance to the Town of Conklin after both the 2006 and 2011 Floods. He added that the City of Binghamton has offered to assist the Town of Conklin with water if the Town should experience issues with its water supply.

PUBLIC COMMENTS:

None.

REPORT: SUPERVISOR'S OFFICE – On file with the Town Clerk.

OLD BUSINESS:

2017 SUMMER FUN PROGRAM

Mr. Dumian reported that 85 children are enrolled in the 2017 Summer Fun Program, with another 25 on a waiting list. He added, "I'm glad we started this program." Mr. Francisco asked

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if the program will continue in 2018. Mr. Dumian stated that he met with Town of Kirkwood Supervisor Gordi Kniffen and discussed utilizing the Bell School as the site for 2018, as Donnelly Elementary School will be undergoing renovations. Mr. Dumian stated that there could be two sites in 2018, one in Kirkwood and one in Conklin. He stated that more than \$2,700 was donated by Conklin community groups this year, adding that he will contact Town of Kirkwood community groups next year to see if they might be willing to contribute to help pay for the costs of the program.

NEW BUSINESS:

BLUESTORM TECHNOLOGIES/IT RECOMMENDATIONS

Darrell Dennison and Chris Galli from BlueStorm Technologies presented information and recommendations regarding a new server for the Town Hall, noting that the current server is seven years old, and servers have a typical lifespan of five years. Mr. Dennison stated that the new server described in the proposal would last five years. The estimated cost, which includes a back-up drive, is \$8,897.00 for parts and labor. Mr. Dennison noted that labor costs could vary, adding that the Lenovo parts are quoted at government pricing.

Mr. Dumian asked about the annual costs of the certifications/subscriptions. Mr. Dennison stated that e-mail would be stored on the Cloud with the new server, rather than on the server. He stated that this provides better security for e-mail, since it is backed up on a separate Cloud, allowing for disaster recovery. Mr. Dennison explained that the e-mail would be backed up on the back-up device, then backed up on the Cloud. He stated that the new proposal would replace the current subscriptions for MicroSoft and SSL, which currently cost \$1,175 per year.

Mr. Dennison stated that Town Board members should have Town of Conklin e-mail accounts if they use e-mail to correspond about Town issues, adding that this correspondence is subject to FOIL (Freedom Of Information Law). He stated that this feature can be added at a later date and added that there is no limit to the number of e-mail accounts allowed. The cost is \$48 per year plus \$48 for back-up. Mr. Dumian stated that he will look at the proposal for the 2018 Budget.

OLD BUSINESS:

UPDATE/RISING COMMUNITY GRANT/STILLWATER ROAD STORMWATER IMPROVEMENT PROJECT

Mr. Dumian stated that there is an issue with sewage at Fountain Bleau Mobile Home Park and added that the DEC is involved in this ongoing issue. He stated that this problem is holding up progress on the Stillwater Road Stormwater Improvement Project and the project cannot move forward until it is resolved. Mr. Dumian stated that the project calls for a 36 inch diameter corrugated plastic drainpipe in a metal sleeve be placed under the railroad tracks, adding that he hopes Mr. Farley, who retired from the railroad company, can act as a contact person between the Board and the railroad company. Mr. Dumian stated that the owner of Fountain Bleau Mobile Home Park is attempting to sell the park, which may result in a quicker solution to the drainage problem. He stated that the Town will need an easement for a vacant parcel owned by a Mr. Burke in order to complete the project, adding that the Rising Community Committee will reach out to the owner. Mr. Dumian reminded those present that this is grant money and that dealing with government funds is a slow process.

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**UPDATE/RISING COMMUNITY GRANT/COMMUNITY CENTER/WELLNESS
CENTER/DAY CARE FACILITY**

Mr. Dumian stated that the proposed Community Center/Wellness Center/Day Care Facility, to be funded with grant monies from the Rising Community Grant Committee and located in the Corporate Park, would be 16,000 to 17,000 square feet in size. He stated that the BCIDA (Broome County Industrial Development Agency) would like to install a new sign for the Corporate Park, and include a "Welcome to Conklin" as part of it, but added that he likes the current "Welcome to Conklin" sign. Mr. Dumian discussed the positive aspects of the site, which include the view, drainage, vegetation, and a permeable surface. He stated that the medical portion of the facility would be 10,000 square feet in size and would be open to all Town of Conklin residents. The facility would include a walk-in clinic, x-rays, physical therapy area, and possibly a small gym. Mr. Dumian stated that the Community Center facility would be 1,500 square feet, which is larger than the current Maines Community Center. The Day Care Center would be 5,000 square feet in size and would accommodate 80 children. It would be run by a non-profit group, and may include some income-based subsidization.

PROPOSED WATER EXTENSION/ROUTE 7A

Mr. Dumian stated that the Town received the results of the survey sent to residents in the area of the proposed water extension down Route 7A, with 9 in favor, 37 opposed, and 89 who did not reply. He stated that this meant approximately 24% of the affected residents are in favor of the extension and 80% are opposed. There is no grant money available for this project and Mr. Dumian, who called the project "cost prohibitive," stated that it is "not likely to happen."

NEW BUSINESS:

PARKING RESTRICTIONS/ROUTE 7

The Town Board discussed the problems arising from residents parking vehicles overnight on Route 7 near the High School, noting that students are forced to walk in Conklin Road to get around the vehicles, and other traffic entering Conklin Road in that area have limited sight.

**RESO 2017-123: AUTHORIZE SUPERVISOR/SEND LETTER/DOT/PARKING
RESTRICTIONS ON ROUTE 7/EVA COURT TO MELODY LANE**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin supporting and authorizing the Town Supervisor, William Dumian, Jr., to send a letter to the New York State Department of Transportation requesting that parking restrictions be set for both the North and South sides of Route 7 (Conklin Road) from Eva Court to Melody Lane, agreeing that the parking restriction will create a safer environment for the Susquehanna Valley school students and residents.

Seconded by Mr. Platt.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

HEATING & COOLING SYSTEM/TOWN HALL

Mr. Dumian stated that in the period between October 2010 and October 2016, the Town spent \$29,387 on repairs to the heating and cooling system in the Town Hall. In the period between

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November 2016 and June 2017, the Town spent an additional \$9,010.04, excluding the new alarms and the service contract and the repairs after the interior flood in February 2016. He stated that the current system is 15 years old, but the issues with it started in 2010, when it was only eight years old. Mr. Dumian stated that the Board is looking at replacing the system with a new one, researching quotes and NYSERDA (New York State Energy Research and Development Authority) rebates. He added that this will be a capital project.

SIGNAGE RECOMMENDATIONS/ZONING BOARD OF APPEALS

Mr. Dumian stated that the Board received several recommendations from the Zoning Board of Appeals regarding signage in the Town of Conklin. Discussion of the recommendations will be held over until the July 11 Town Board meeting.

RESO 2017-124: AUTHORIZE TOWN SUPERVISOR/SEND LETTER TO DEC EXPRESSING CONCERNS/BAILEY MINING APPLICATION

Mr. Platt moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the Town Supervisor, William Dumian, Jr., to send a letter to the DEC expressing the public concerns as expressed at tonight's Public Hearing, an e-mail that was read into the minutes, and Broome County's 239 review, all regarding the application from M.S. Contracting, LLC, to operate a bluestone mine at the site of the property currently owned by the Bailey family on Montrose Drive. The concerns include a request to pave from the road to 100 feet from the end of the driveway, to reduce dust, sweeping of the road, and signage warning of truck entrances to Montrose Drive.

Seconded by Mr. Farley.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

It was noted that the DOT mandates paving 16 feet from the end of the driveway. Code Officer Nick Vascello stated that the applicant plans to employ Vestal Asphalt to put down calcium for dust suppression every 90 days, as well as water from the water trucks if necessary. No action was taken on the Special Use Permit application.

RESO 2017-125: RATIFY PAYMENT/NYS ASSOCIATION OF TOWNS/HIGHWAY SUPERINTENDENT/ATTEND 2017 HIGHWAY SCHOOL

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #12419, account code A5010.4, in the amount of \$150.00 to the Association of Towns of the State of New York for payment for registration for Highway Superintendent Brian Coddington to attend the 2017 Highway School to be held June 12-14, 2017, in Ithaca, New York, and approves all reasonable and necessary travel expenses associated with this two-day class.

Seconded by Mr. Farley.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

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**RESO 2017-126: RATIFY PAYMENT/TOWN OF CONKLIN POOL PETTY CASH/
2017 START-UP PETTY CASH**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #12429, account code ZNON-A-211, in the amount of \$50.00 to the Town of Conklin Pool Petty Cash for 2017 start-up petty cash.

Seconded by Mr. Francisco.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

**RESO 2017-127: APPROVE HIRING/LIFEGUARDS & SEASONAL LABORERS/
2017 SEASON/EFFECTIVE JUNE 10, 2017**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves the hiring of the following Lifeguards and Seasonal Laborers for the 2017 Summer season, effective June 10, 2017:

<u>LAST NAME</u>	<u>FIRST NAME</u>	<u>2016 RATE</u>	<u>2017 RATE</u>	
Bedosky	Richard	N/A	\$ 9.70	NEW
Benedum	Evelyn	\$ 9.00	\$ 9.70	
Blackman	Madelyn	\$ 11.00	\$ 11.70	Manager
Donnelly	Maene	N/A	\$ 9.70	NEW
Mastronardi	Camille	\$ 9.00	\$ 9.70	
Maynard	Tanner Rose	N/A	\$ 9.70	NEW
Petryszyn	Melissa	N/A	\$ 9.70	NEW
Reifler	Samantha	N/A	\$ 9.70	NEW
Steinbrecher	Alexis	N/A	\$ 9.70	New
Steinbrecher	Jessica	\$ 9.00	\$ 9.70	
Storti	Amy	\$ 9.00	\$ 10.70	Asst. Manager
Zurn	Tori	\$ 9.00	\$ 10.70	Asst. Manager
Miller	Nicholas	\$ 9.00	\$ 9.70	Laborer
Eddington	Jacob	\$ 9.00	\$ 9.70	Laborer

Seconded by Mr. Farley.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

RESO 2017-128: AUTHORIZE PAYMENT/BILL LIST/\$35,640.22

Mr. Platt 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 \$35,640.22:

General	\$ 21,613.64
Highway	3,150.59

REGULAR TOWN BOARD MEETING

JUNE 13, 2017

Sewer Districts	4,018.96
Water District	482.03
Non-Budget	<u>6,375.00</u>
Total	\$ 35,640.22

Seconded by Mr. Farley.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

**RESO 2017-129: CREATE POSITION/TEMPORARY PART-TIME/RECREATION
LEADER/SUMMER FUN PROGRAM**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin creates the Temporary Part-Time position of Recreation Leader for the Town of Conklin Summer Fun Program.

Seconded by Mr. Francisco.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

**RESO 2017-130: AUTHORIZE TOWN SUPERVISOR/HIRE TWO
INDIVIDUALS/RECREATION LEADERS/SUMMER FUN PROGRAM/
PAY RATE \$1,250 EACH**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the Town Supervisor, William Dumian, Jr., to hire two individuals as Recreation Leaders for the Town of Conklin Summer Fun Program, at a pay rate of \$1,250 each.

Seconded by Mr. Platt.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

PUBLIC COMMENTS: None.

ROUTE 7 PARKING RECOMMENDATION

Mr. Francisco stated that he appreciated the Board addressing the parking issues on Route 7 near the High School.

FIELD OF HONOR FLAGS AND VETERANS REMEMBRANCE CELEBRATION

Both Town Supervisor William Dumian, Jr., and Town Clerk Sherrie Jacobs expressed their appreciation for the support for the Field of Honor Flags and for the Veterans Remembrance Celebration.

RESO 2017-131: RECESS FOR LEGAL ADVICE

Mr. Farley moved to close the Regular Town Board Meeting and recess for legal advice at 8:50 P.M.

Seconded by Mr. Francisco.

REGULAR TOWN BOARD MEETING

JUNE 13, 2017

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

RESO 2017-132: RE-OPEN REGULAR TOWN BOARD MEETING

Mr. Farley moved to close the recess for legal advice and re-open the Regular Town Board Meeting at 9:07 P.M.

Seconded by Mr. Francisco.

VOTE: Farley – Yes, Platt – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

There being no further business to come before the Board, Mr. Farley moved for adjournment, seconded by Mr. Francisco. The meeting adjourned at 9:07 P.M.

Respectfully submitted,

Sherrie L. Jacobs

Town Clerk