

**REGULAR TOWN BOARD MEETING**  
**DECEMBER 12, 2017**

The Town Board of the Town of Conklin held a Regular Town Board Meeting at 6:30 P.M. on December 12, 2017, at the Conklin Town Hall. Mr. Dumian, Supervisor, presided. The meeting opened with the Pledge of Allegiance.

**PRESENT:** Town Board Members Boyle, Farley, Platt, Francisco, Dumian

Town Counsel	Cheryl Sacco
Town Clerk	Sherrie L. Jacobs
Secretary to the Supervisor	Lisa Houston
Code Officer/Dog Control Officer	Nick Vascello

**GUESTS:** Country Courier Elizabeth Einstein  
LeRoy Jenkins  
John Colley  
Evelyn Deeley

**MINUTES: NOVEMBER 28, 2017 WORK SESSION & REGULAR TOWN BOARD MEETING**

Code Officer Nick Vascello stated that the November 28, 2017 Regular Town Board Meeting minutes should be corrected on page 1, line 44 from the top, to state that his department has 33 out of 46 fire inspections completed, not that he has 46 more to complete.

Mr. Francisco moved to approve the November 28, 2017 Work Session and Regular Town Board Meeting minutes as corrected.

Seconded by Mr. Farley.

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

**CORRESPONDENCE:**

Mr. Dumian acknowledged receipt of correspondence from Broome County renewing the contract for the mobile DMV (Department of Motor Vehicles) and from Mike Wolyniak reviewing his proposal to provide auditing services for the Town for review of the 2017 finances. He also acknowledged receipt of letters of resignation from the Zoning Board of Appeals from both Paul Schofield and from Tom Kelly. Mr. Dumian acknowledged receipt of correspondence from the New York State Department of Transportation denying the Town's request to reduce the speed limit on Route 7A.

**RESO 2017-222: SCHEDULE PUBLIC HEARING/JANUARY 23, 2018, AT 6:35 P.M./PROPOSED LOCAL LAW 1, 2018/ "REDUCE NUMBER OF MEMBERS OF ZONING BOARD OF APPEALS FROM 7 TO 5 MEMBERS"**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin schedules a Public Hearing at 6:35 P.M. on January 23, 2018, to receive input regarding proposed Local Law 1, 2018, "A Local Law Reducing the Zoning Board of Appeals from 7 Members to 5 Members and Amending Section 140-129 of the Town Code."

Seconded by Mr. Farley.

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

**REPORT: CODE OFFICER**

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Code Officer Nick Vascello stated that there are two properties on which he cannot serve Notices of Violation, with the owners refusing to accept certified letters. The two properties in question are the former Dino's location and the former Progressive Dental location. Mr. Vascello asked what the next step should be. Town Attorney Cheryl Sacco stated that the cases can be taken to the Town of Conklin Court, which she stated has limited jurisdiction, or to the State Supreme Court, which she stated could result in jail time for the owners. Mr. Francisco asked if the property owners in each case are paying taxes and Mr. Vascello confirmed that they are. Ms. Sacco stated that her office could send letters to the owners. She explained that if the properties are owned by an LLC or LLP (Limited Liability Corporation or Limited Liability Partnership), the New York State Department of State can serve them. If the properties are owned by individuals, which Mr. Vascello stated is the case, they must be served by a Sheriff of the County (civil department) or by a licensed process server.

Mr. Dumian stated that he feels the cases should be brought to the Town Court. Mr. Francisco asked if the property owners can be forced to pay the cost of the process server and Ms. Sacco stated that it depends upon what the Town Code states. Mr. Francisco stated that he thinks the Town should move forward with resolution of these two situations. Mr. Dumian asked if the cost will be between \$250 and \$300.

Mr. Vascello, who is also the Dog Control Officer for both the Town of Conklin and the Town of Binghamton, reported that he picked up 27 dogs total in the Town of Binghamton in 2017, with 21 dogs going to the Broome County Humane Society, as opposed to 7 dogs in 2016, and 11 in 2015.

**PUBLIC COMMENTS:**

**FORMER PROGRESSIVE DENTAL BUILDING**

Evelyn Deeley asked if the former Progressive Dental building is a "safe structure," and Mr. Vascello stated that it is not safe and that engineering plans are needed. He added that the previous Code Officer had removed the Certificate of Occupancy. Ms. Deeley stated that the building is an "attractive nuisance" for the neighborhood children. Mr. Vascello agreed, adding that the Town is "trying to get them in Court."

**REPORT: SUPERVISOR'S OFFICE**

Report is on file with the Town Clerk.

**OLD BUSINESS:**

**WELLNESS & COMMUNITY CENTER UPDATE**

Mr. Dumian reiterated his explanation that Ascension Medical had contacted The Agency expressing an interest in constructing a health facility in the Town of Conklin. He stated that the Town's goal, utilizing Rising Community Grant funds, is ONLY to get a Community Center that is out of the flood zone.

**CHICKENS IN CONKLIN**

Mr. Dumian opened the discussion regarding chickens being allowed in areas of the Town zoned Residential (R12 or R15) by stating that these areas have been zoned Residential for many years, even though some areas may have formerly been zoned Agricultural. He stated that the number of complaints has increased, adding that once a decision is made about whether or not to allow chickens in areas zoned Residential, the Code Office will be obligated to enforce that decision.

Mr. Platt stated that his opinion is that the Town "doesn't tell people what to do with their property, as long as it doesn't infringe on the rights of others." He stated that he thinks residents should be able to keep chickens as long as they are cooped and are kept on the person's own property. Mr. Farley agreed with that sentiment. Mr. Boyle stated that the number of chickens

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allowed would be determined by the size of the lot on which they are housed. Mr. Vascello stated that the New York State Department of Agriculture and Markets has stipulations regarding that issue.

Ms. Sacco stated that there should be no animal husbandry (selling eggs or chickens) in non-Agriculturally-zoned areas, and no roosters allowed anywhere. Mr. Francisco stated that he thinks chickens should only be allowed in areas zoned Agricultural, with a minimum lot size of one acre. Mr. Dumian stated that residents have purchased homes in a non-Agricultural area for a reason, and that many do not want chickens or other animals that are not dogs or cats. He would like to require a 25 foot setback and a specific coop size. Mr. Boyle stated that the opposite situation occurs in areas that have always been zoned Agricultural, where new land owners complain about the animals that have always been allowed to be kept in those areas. Ms. Sacco stated that chickens could be allowed outside the areas zoned Agricultural if the lot in question is large enough. Mr. Dumian stated that the decision will result in a "huge policing action" for the Code Officer. He agreed that the size of the property should be a determining factor. The Board discussed the possibility of creating an overlay district for R15 zoned areas. Mr. Francisco stated that he knows of property in his neighborhood, sized one acre or less, which could potentially have chickens, and which would upset the neighbors if allowed to occur. Ms. Sacco asked if the Board needs to update the Comprehensive Plan to acknowledge the areas that could potentially be re-zoned Agricultural and/or be part of an overlay district. She asked if a survey of residents would be helpful. The Board will discuss this issue further at the January 9, 2018 meeting.

**UPDATE/JVA DE-ICING**

Mr. Dumian stated that JVA De-Icing will appear before the Planning Board on December 18, 2017, with a new sketch plan, as part of an informational meeting. He and Mr. Farley will attend this meeting. Mr. Dumian stated that Mr. Tuzze has the necessary easements to re-route traffic to his site, thus easing the traffic on Hardie Road.

**NEW BUSINESS:**

**RESO 2017-223: AUTHORIZE SUPERVISOR/ENTER RETAINER AGREEMENT/2018/COUGHLIN & GERHART, LLP/\$6500 PER MONTH**

Mr. Francisco moved for the following agreement:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the Supervisor, William Dumian, Jr., to enter into a Retainer Agreement with Coughlin and Gerhart, LLP, to provide legal services to the Town of Conklin for the year 2018, at a billing rate of \$6,500 per month.

Seconded by Mr. Farley.

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

**RESO 2017-224: ACCEPT RESIGNATION/JAMES KELLY/ZONING BOARD OF APPEALS/EFFECTIVE DECEMBER 31, 2017.**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin accepts the resignation of James Kelly as a member of the Zoning Board of Appeals, effective December 31, 2017.

Seconded by Mr. Boyle.

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

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**RESO 2017-225: ACCEPT RESIGNATION/PAUL SCHOFIELD/ZONING BOARD OF APPEALS/EFFECTIVE DECEMBER 31, 2017**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin accepts the resignation of Paul Schofield as a member of the Zoning Board of Appeals, effective December 31, 2017.

Seconded by Mr. Boyle.

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

**REESO 2017-226: AUTHORIZE SUPERVISOR/MAINTAIN CHECKING & SAVINGS ACCOUNTS/NBT BANK/GENERAL & PAYROLL/TRUST & AGENCY & WATER/SEWER ACCOUNTS/2018**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the Supervisor to maintain checking and savings accounts with NBT Bank for the General Account, Payroll/Trust & Agency Account, and for the Water/Sewer Account for the year 2018.

Seconded by Mr. Francisco.

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

**RESO 2017-227: AUTHORIZE SECRETARY TO THE SUPERVISOR/LISA HOUSTON/ & MARY PLONSKI/ACCOUNT CLERK/TRANSFER FUNDS TO PAYROLL & TRUST AND AGENCY ACCOUNT/PAYROLL/2018**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the Secretary to the Supervisor, Lisa Houston, and Mary Plonski, Account Clerk, to transfer funds from various Town of Conklin checking accounts to the Payroll/Trust & Agency Account to cover 2018 bi-weekly amounts only by approval.

Seconded by Mr. Boyle.

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

**RESO 2017-228: SET BI-WEEKLY PAY PERIODS TO RUN CONCURRENTLY FROM SATURDAY THROUGH FRIDAY/DISBURSEMENT THE FOLLOWING THURSDAY**

Mr. Platt moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin sets bi-weekly pay periods to run concurrently from Saturday through Friday, with check and direct deposit to be distributed the following Thursday after the end of the pay cycle in 2018.

Seconded by Mr. Farley.

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

**RESO 2017-229: DESIGNATE COUNTRY COURIER/OFFICIAL NEWSPAPER OF TOWN/PRESS & SUN BULLETIN AS ADDITIONAL NEWSPAPER/2018**

Mr. Francisco moved for the following resolution:

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Be It Resolved: that the Town Board of the Town of Conklin designates the **Country Courier** as the Official Newspaper of the Town and the **Press & Sun Bulletin** as an additional newspaper for the Town, as determined necessary by the Town Board, for the year 2018.

Seconded by Mr. Platt.

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

**RESO 2017-230: AUTHORIZE HIGHWAY SUPERINTENDENT/USE HIGHWAY EQUIPMENT/SPECIAL DISTRICTS/2018**

Mr. Boyle moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the Highway Superintendent to use Highway equipment in the Water Districts, Sewer Districts, Fire Protection District, Soil Conservation District, and in the Town Parks in 2018.

Seconded by Mr. Farley.

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

**RESO 2017-231: AUTHORIZE TOWN BOARD MEETINGS TO CONTINUE BEING HELD SECOND & FOURTH TUESDAYS OF MONTH**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the Town Board meetings to continue being held in the Town Hall on the second Tuesday of the month at 6:30 P.M. and on the fourth Tuesday of the month at 5:30 P.M. for a Work Session and at 6:30 P.M. for the Town Board meeting during 2018.

Seconded by Mr. Boyle.

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

**RESO 2017-232: AUTHORIZE SHUT-OFF DATES FOR RECEIVING VOUCHERS/15<sup>TH</sup> AND 30<sup>TH</sup> OF MONTH**

Mr. Boyle moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes a shut-off date for receiving vouchers as of the 15<sup>th</sup> and 30<sup>th</sup> of the month prior to the first and second meeting of the following month in 2018, with the exception of the last month of the Town of Conklin's fiscal year.

Seconded by Mr. Platt.

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

**RESO 2017-233: APPROVE PAYMENTS/PRIOR INSPECTED COMMUNITY CENTER & PARK PERMIT DEPOSIT REFUNDS/2018**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves payments of prior inspected 2018 Community Center and 2018 Park Permit deposit refunds, account code A688, with Community Center and Park Pavilion clean-up rental inspections performed by Thomas DeLamarter.

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Seconded by Mr. Farley.

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

**RESO 2017-234: RATIFY PAYMENT/BETH MARSHALL/RADISSON HOTEL**  
**ALBANY/JUSTICE TRAINING/ALBANY, NEW YORK/12/11-15/2017**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #13176, account code A1110.4, in the amount of \$529.02 to Beth Marshall, and of check #13177, account code A1110.4, in the amount of \$657.90 to the Radisson Hotel Albany, with both payments being for Justice Training, which took place in Albany, New York, December 11 through December 15, 2017.

Seconded by Mr. Platt.

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

**RESO 2017-235: AUTHORIZE SUPERVISOR/RENEW INTERMUNICIPAL**  
**AGREEMENT/BROOME COUNTY CLERK/SATELLITE DMV OFFICE/2018**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the Supervisor, William Dumian, Jr., to renew the intermunicipal agreement with the Broome County Clerk for the satellite DMV (Department of Motor Vehicles) office, CA3-164, for the term January 1, 2018, through December 31, 2018.

Seconded by Mr. Boyle.

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

**RESO 2017-236: APPROVE APPOINTMENT/NICHOLAS VASCELLO/PERMANENT**  
**POSITION/BUILDING & CODE INSPECTOR & DOG CONTROL**  
**OFFICER/EFFECTIVE DECEMBER 12, 2017**

Mr. Boyle moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves the appointment of Nicholas Vascello to the permanent position of Building and Code Inspector/Dog Control Officer, effective December 12, 2017. Provisional appointment terminates due to Nicholas Vascello's successful testing and certification requirement being met, Broome County List #64-237.

Seconded by Mr. Platt.

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

**RESO 2017-237: APPROVE REVIEW ENGAGEMENT PROPOSAL/MICHAEL**  
**WOLYNIAK/\$3,000/REVIEW OF 2017 TOWN FINANCIAL RECORDS**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves the Review Engagement Proposal offered by Michael Wolyniak for the cost of \$3,000. This project would be a review of the 2017 Town of Conklin financial records and procedures.

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Seconded by Mr. Boyle.

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

**RESO 2017-238: AUTHORIZE MONTHLY CELL PHONE**  
**REIMBURSEMENT/SPECIFIC TOWN OFFICIALS & EMPLOYEES**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes a monthly cell phone reimbursement in the amount of \$40.00 per month to be paid to William Dumian, Jr., Charles Francisco, Beth Marshall, Laurie Gregory, Thomas DeLamarter, Colin Casey, and Nicholas Platt for the year 2018.

Seconded by Mr. Boyle.

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

**RESO 2017-239: BOND RESOLUTION AUTHORIZING THE FINANCING OF THE**  
**PURCHASE OF A 2018 INTERNATIONAL 7500 SFA 4X2 TRUCK WITH VIKING**  
**PLOW/BODY PACKAGE AND STATING THE ESTIMATED MAXIMUM COST**  
**THEREOF IS \$176,055, APPROPRIATING SAID AMOUNT THEREFORE, AND**  
**AUTHORIZING THIS ISSUANCE OF NOT TO EXCEED \$176,055 SERIAL BONDS OF**  
**SAID TOWN TO FINANCE SAID APPROPRIATION**

**WHEREAS**, the Town Board of the Town of Conklin is contemplating the purchase of a necessary 2018 International 7500 SFA 4x2 Truck with Viking Plow/Body Package, and

**WHEREAS**, the financing of the purchase constitutes a "Type II" action within the meaning of the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation thereunder (collectively, "SEQRA") and therefore no further action under SEQRA needs be taken by the Town Board; and

**NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF CONKLIN, IN THE COUNTY OF BROOME, NEW YORK HEREBY RESOLVES (by favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:**

Section 1. The Town of Conklin, in the County of Broome, New York (herein called "Town"), is hereby authorized to finance the purchase of a 2018 International 7500 SFA 4x2 Truck with Viking Plow/Body Package. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto (including but not limited to associated accessories and attachments) is \$176,055.00 less the value of any trade in and the financing thereof, is \$176,055.00, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of not to exceed \$176,055.00 serial bonds to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. Said Bonds may not be issued with a prior right of redemption.

Section 2. Serial bonds, which shall be deemed to include Statutory Installment Bonds pursuant to Section 61.10 of the laws of the Town of Conklin, the principal amount of \$176,055.00, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the specific object or purpose

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- (b) for which serial bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law (Machinery and apparatus for construction and maintenance) is fifteen years, and
- (c) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department, and
- (d) The proposed maturity of the bonds authorized by this resolution will be five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provision of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of section 50.00, Section 56.00 to 60.00 and Section 62.10 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes, statutory installment bonds, and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized , and of any bond anticipation notes issued in anticipation of said bonds, and the renewal of said bond anticipation notes, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This bond resolution is subject to permissive referendum.

Section 9. Upon this resolution taking effect, a summary thereof shall be published in full in the official newspaper of the Town for such purpose in substantially the form provided in

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Section 81.00 of the Law.

**IT IS FURTHER RESOLVED** that this resolution will take effect immediately.

**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 December 12, 2017. Said resolution was adopted by the following roll call vote:

Supervisor William Dumian, Jr.	YES
Councilman Willis M. Platt	YES
Councilman Charles Francisco	YES
Councilman Dell Boyle	YES
Councilman William Farley	YES

Dated: December 12, 2017

Town of Conklin Seal

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Sherrie L. Jacobs, Town Clerk  
Town of Conklin, New York

**RESO 2017-240: AUTHORIZE PAYMENT/BILL LIST/12/12/2017/\$25,035.61**

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, dated December 12, 2017, in the total amount of \$25,035.61:

General	\$ 18,619.61
Highway	3,332.03
Sewer Districts	2,279.00
Water Districts	<u>804.97</u>
<b>Total</b>	<b>\$ 25,035.61</b>

Seconded by Mr. Boyle.

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

**RESO 2017-241: AUTHORIZE MODIFICATION OF STATED BUDGET LINES**

Mr. Boyle moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes modification of the stated From and To Budget line as of December 12, 2017 (see attached).

Seconded by Mr. Francisco.

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

**PUBLIC COMMENTS:**

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**UNSAFE STRUCTURES**

Mr. LeRoy Jenkins stated that there is an unsafe shed building on the end of Clearview Avenue, and asked if the structure is supposed to be demolished. He stated that it is on a Buyout property. Mr. Dumian stated that he will check with Crew Leader Tom DeLamarter, whose Parks Department oversees the Buyout properties.

Mr. Jenkins also stated that there is an empty building foundation on the corner of Lotus and MacGeorge Avenues that should have been filled in long ago. He stated that young children play near it and it presents a safety concern. Mr. Vascello will research the situation.

**CHICKENS**

Evelyn Deeley stated that she thinks the Town government is on a “slippery slope” in trying to control whether or not people have chickens on their property, adding that Conklin doesn’t want a “gated community.” She said it comes down to respect for your neighbors, while maintaining a “farm friendly” atmosphere.

Elizabeth Einstein commented that chickens attract wild predators, such as coyotes.

**WELLNESS & COMMUNITY CENTER**

Ms. Deeley asked for clarification about the Wellness and Community Center, asking why the Town would pay rent on the Community Center space if it is constructed with grant funding. Mr. Dumian explained that the Town would lease the space from The Agency, paying for utilities only, with the lease running for the lifetime of the property. Ms. Deeley asked what the Town plans to do with the current Community Center and Mr. Dumian stated that this has not been decided yet. He also cautioned that “the grant money is not in hand yet.” He added that the Town is piggybacking off a separate project and explained that the Town would only be responsible for maintenance of the interior of the building. Mr. Dumian explained that an added benefit would be that this space would serve as an emergency shelter space in the event of another Town-wide emergency such as the floods of 2006 and 2011.

**SAFETY AT THE TOWN HALL**

Mr. Boyle returned to the topic of safety at the Town Hall, which he had discussed at a previous meeting. He stated that a man in the Town Hall was using the Town’s copier, after having been at the Town Court, and would not identify himself. Mr. Dumian stated that the OCA (New York State Office of Court Administration) has provided information regarding conducting an audit of security in the building utilizing grant funds.

**HOLIDAY PARTIES**

Town Clerk Sherrie Jacobs reminded those present that the Town Employee Party will be held on December 13 and the Children’s Christmas Party will be held on December 16.

**RESO 2017-242: RECESS FOR LEGAL ADVICE**

Mr. Boyle moved to close the Regular Town Board Meeting and recess for Legal Advice at 8:05 P.M.

Seconded by Mr. Farley.

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

**RESO 2017-243: RE-OPEN REGULAR TOWN BOARD MEETING**

Mr. Francisco moved to come out of recess for legal advice and re-open the Regular Town Board Meeting at 8:20 P.M.

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Seconded by Mr. Platt.

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

There being no further business to come before the Board, Mr. Francisco moved for adjournment, seconded by Mr. Farley. The meeting adjourned at 8:20 P.M.

Respectfully submitted,

Sherrie L. Jacobs  
Town Clerk