

REGULAR TOWN BOARD MEETING
AUGUST 14, 2018

The Town Board of the Town of Conklin held a Regular Town Board Meeting at 6:30 P.M. on August 14, 2018, 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
Highway Superintendent	Brian Coddington
Code Officer/Dog Control Officer	Nick Vascello

GUESTS: Country Courier Elizabeth Einstein
Laurie Francisco
John Colley
Le Roy Jenkins
Rick Penny

MINUTES: JULY 10, 2018 REGULAR TOWN BOARD MEETING

Mr. Francisco moved to approve the July 10, 2018 Regular Town Board Meeting minutes as presented.

Seconded by Mr. Platt.

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

CORRESPONDENCE:

Mr. Dumian acknowledged receipt of a letter from Jonathan Burgman thanking the Town for its “quick response” in posting “No Dumping” signs in an effort to curtail dumping on Powers Road near the power lines.

Mr. Dumian acknowledged receipt of a letter from the New York State Department of Transportation (NYS DOT) stating that the speed limit on Route 7A has been reduced to 45 miles per hour in the area requested, but added that Route 7A now has three different speed limits in different parts of the route, rather than 45 miles per hour throughout. He stated that NYS DOT also reduced the speed limit on the Broome Corporate Parkway to 40 miles per hour from the entrance to Dick’s Sporting Goods to Conklin Forks Road.

STATE OF EMERGENCY/FLASH FLOODING

Mr. Dumian stated that he issued a State of Emergency for the Town of Conklin because of the flash flooding. He thanked the Conklin Volunteer Fire Department, the Town Highway Department, Broome County, Town of Conklin departments and personnel, mutual aid providers, and all of the volunteers who helped during the crisis. Mr. Dumian stated that Highway Superintendent Brian Coddington had placed his staff at potential trouble spots to deal with emergency situations, adding that the rain Tuesday night was unexpected.

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PUBLIC COMMENTS:

None.

SUPERVISOR'S REPORT:

The Supervisor's Report is on file in the office of the Town Clerk.

OLD BUSINESS:

BUILDING MAINTENANCE

Mr. Dumian stated that a priority of building maintenance is repairing the roof of the Town Hall and Castle, and either repairing or replacing the roof at the Community Center. He stated that he wants two bid specification packages written – one for repairing the roof and one for replacing the roof of the Community Center. Mr. Dumian stated that he spoke with New York State Senator Fred Akshar about grant money to repair the interior of the Castle.

Mr. Dumian stated that the Town will probably have to bond to pay for the Community Center roof, for which he hopes to use Town personnel to save on labor costs. He stated that materials for a metal roof could cost \$15,000 to \$20,000. Mr. Dumian stated that the peaked roof proposed for the Town Hall could cost \$50,000 to \$60,000.

Mr. Dumian stated that he will meet with Delta Engineering on August 15 to discuss the proposed new Community Center. He stated that there is a new day care provider interested in the project, and that provider would finish the interior of the building. Mr. Dumian added that the new Community Center would be “shelter ready,” in the event people are again displaced from their homes due to emergency situations.

Mr. Dumian stated that two bridges are closed at the north and south ends of Route 7A, adding that the Red Cross has opened a shelter at Donnelly Elementary School and the residents of the area affected by the closures are being given one more opportunity to evacuate. The bridge at the intersection of Routes 7 and 7A is closed in New York State and PENNDOT (Pennsylvania DOT) closed the bridge in Hallstead, Pennsylvania, near the VFW (Veterans of Foreign Wars) building.

Mr. Platt suggested that the decking on the Community Center roof should be checked for soft spots before it is covered or refinished. Mr. Dumian stated that the roof of the Town Hall must be repaired, noting that it is a flat roof that was installed in 2002 and it is past its 15-year shelf life.

SEWER STATION #3 REPAIRS

Mr. Dumian stated that Sewer Station #3 was not constructed to specifications, adding that it will cost \$36,875 more to repair or replace the bypass pump. He stated that there may be a restock fee for some parts, which he stated the Board will discuss further at the September 11 meeting. Town Attorney Cheryl Sacco affirmed that this is an emergency situation and Mr. Dumian stated that the Town must move forward with the repairs.

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BOAT RAMP

Mr. Dumian stated that Mr. Boyle and Code Officer Nick Vascello met with DEC (New York State Department of Environmental Conservation) officials from Cortland seeking approval of the permit application for the new boat ramp to be constructed in Stillwater. Mr. Dumian asked if the Army Corps of Engineers is in approval of the plan and Mr. Vascello stated that this project is out of the Army Corps' jurisdiction. Mr. Boyle stated that a new plan and new location has been created for the boat ramp, moving it 150 feet north of its original planned location near the new drainage pipe that will be installed. He stated that it will be on property owned by the Town but not acquired through the FEMA (Federal Emergency Management Agency) Buyout program.

RESO 2018-98: ADOPT NEW PLAN/BOAT RAMP

Mr. Platt moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin adopts the new proposed plan for the Boat Ramp in the Stillwater area, and will move forward with construction, contingent upon the permit being approved by the necessary parties, including receipt of a letter from the Army Corps of Engineers.

Seconded by Mr. Farley.

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

NEW BUSINESS:

2019 BUDGET

Mr. Dumian stated that 2019 Budget requests from department heads are due by August 20.

Highway Superintendent Brian Coddington stated that he wants permission to transfer \$28,000 from Unappropriated Funds to pay for 500,000 tons of blacktop needed to repair Town roads. He stated that he is working with the operators of stone quarries within the Town to pay for damage to Town roads.

**RESO 2018-99: AUTHORIZE TRANSFER/\$28,000/FROM UNAPPROPRIATED FUNDS
TO HIGHWAY DEPARTMENT FUNDS**

Mr. Dumian moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the transfer of \$28,000 from Unappropriated Funds to DA599 Revenue and to DA110-4 (Highway Funds) to utilize for road repairs.

Seconded by Mr. Francisco.

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

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RESO 2018-100: APPROVE ESTIMATE/ W2O OPERATOR TRAINING
GROUP/REPAIR & UPGRADE TO SEWER STATION #3/\$36,875

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves estimate #D1337 in the amount of \$36,875.00 from W2O Operator Training Group, LLC, for the continued repair and upgrade to Sewer Station #3.

Seconded by Mr. Boyle.

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

RESO 2018-101: RATIFY PAYMENT/PITNEY BOWES/POSTAGE METER REFILL

Mr. Platt moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of an ACH wire payment, account codes to various departments, in the amount of \$500.00 to Pitney Bowes for a postage meter refill.

Seconded by Mr. Boyle.

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

RESO 2018-102: RATIFY PAYMENT/NYSAMCC/ANNUAL FALL CONFERENCE
REGISTRATION FEE/DANIELE VICK

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #14199, account code A1110-4, in the amount of \$50.00 to NYSAMCC,, Inc., for payment of registration fee for Daniele Vick, Clerk to the Justice, to attend the 38th Annual Fall Conference.

Seconded by Mr. Boyle.

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

RESO 2018-103: APPROVE ATTENDANCE 2018 NYSAMCC
CONFERENCE/DANIELE VICK

Mr. Platt moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves Daniele Vick to attend the 2018 New York State Association of Magistrate Court Clerks Conference to be held in Lake Placid, New York, September 16-19, 2018, and all necessary travel and lodging expenses, account code A1110.4.

Seconded by Mr. Francisco.

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

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RESO 2018-104: AUTHORIZE MONTHLY CELL PHONE
REIMBURSEMENT/DANIELE VICK/\$40 PER MONTH

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 Daniele Vick, effective August 1, 2018.

Seconded by Mr. Francisco.

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

RESO 2018-105: RATIFY PAYMENT/GRIFFITHS ENGINEERING/STILLWATER
ROAD STORMWATER IMPROVEMENT PROJECT

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies check #114, account code HS8597-2, in the amount of \$5,602.08 to Griffiths Engineering, LLC, for engineering services for the Stillwater Road Stormwater Improvement Project.

Seconded by Mr. Platt.

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

RESO 2018-106: RATIFY PAYMENT/PAUL & LOIS OSWALD/AND BROOME
COUNTY CLERK/EASEMENT & FILING FEES/STILLWATER PROJECT

Mr. Boyle moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #113 in the amount of \$3,136.00 to Paul and Lois Oswald for an easement, and ratifies payment of check #112 in the amount of \$90.00 to the Broome County Clerk for County filing fees for Tax ID# 228.04-1-3.1, with both payments in conjunction with the Stillwater Road Stormwater Improvement Project.

Seconded by Mr. Farley.

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

RESO 2018-107: ACCEPT DONATION/BLUECHIP SOFTBALL/FIELD USE

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin accepts a donation in the amount of \$300.00 from Bluechip Softball for field use.

Seconded by Mr. Platt.

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

RESO 2018-108: AUTHORIZE PAYMENT/PRE-APPROVED JULY 24 BILL LIST/\$30,418.10

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes payment of the following pre-approved July 24, 2018 Bill List in the total amount of \$30, 418.10:

General	\$ 17,062.64
Highway	7,895.50
Light Districts	2,244.84
Sewer Districts	506.27
Water District	<u>2,708.85</u>
Total	\$ 30,418.10

Seconded by Mr. Boyle.

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

RESO 2018-109: AUTHORIZE PAYMENT/BILL LIST/\$166,285.42

Mr. Boyle 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 \$166,285.42:

General	\$ 39,618.89
Highway	33,723.36
Sewer District	89,786.82
Water District	<u>3,156.35</u>
Total	\$ 166,285.42

Seconded by Mr. Francisco.

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

PUBLIC COMMENTS:

FLASH FLOODING/CORBETTSVILLE & BANTA ROAD

Mr. Rick Penny of Corbettsville Road addressed the issue of the damage caused by flash flooding and runoff from Banta Road onto Corbettsville Road. He stated that 2011 was the first time he experienced flooding in his house, after living there for more than 30 years, and now his is one of six houses that get flood water from runoff every time there is a heavy rainstorm. Mr. Penny stated that on October 30, 2012, FEMA gave the Town of Conklin money for repair of the culverts on Banta Road, but the repairs that FEMA requested made the problem worse, not better. He stated that he spoke to a representative from FEMA who stated that the Town should

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have notified FEMA if the new culvert system presented an ongoing problem. Mr. Penny stated that ongoing property damage is occurring and the “Town must do something.”

Mr. Dumian replied that the Town is seeking funding to help with this problem, adding that the culverts need to be reconfigured on Banta Road. Mr. Penny stated that the DEC cleans the nearby creek every two to three years. Mr. Dumian stated that the amount of water flowing through the sluice pipes brings debris and plugs the sluice pipes, which he stated should be a different size, adding that Mr. Coddington and Town Engineer John Mastronardi would have information about this issue. Mr. Penny stated that the Town needs to install two sluice pipes. Mr. Dumian replied that he is not sure what the downstream effect of doing so would be. Mr. Penny asked, “Who is liable for private property damage?” He added that “FEMA said someone should be liable.” Mr. Dumian stated that the Town will ramp up efforts to deal with rain runoff.

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

Respectfully submitted,

Sherrie L. Jacobs
Town Clerk