### WORK SESSION MARCH 9, 2021

The Town Board of the Town of Conklin held a Work Session at 6:00 P.M. on March 9, 2021, at the Conklin Town Hall. Mr. Dumian, Supervisor, presided.

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

Town Counsel Cheryl Sacco
Town Clerk Sherrie L. Jacobs
Highway Superintendent Brian Coddington
Code Officer Nick Pappas
Administrative Assistant Mary Plonski
Water/Sewer/Parks Superintendent Tom DeLamarter

GUESTS: Country Courier Elizabeth Einstein

John Colley Laurie Francisco Peter J. Motsavage

#### **FLOOD INSURANCE POLICY CHANGES**

Mr. Dumian stated that he reviewed and re-evaluated policies and premiums of flood insurance throughout the Town. He stated that in 2020, the insurance on the concession stand in the Little League Field was dropped by the Town.

Mr. Dumian suggested removing coverage for Sewer Station 2 on Terrace Drive, adding that the premium is \$2,700 per year and the building did not take on much water during either the 2006 or 2022 flood. He stated that the worst the Town might have to do is replace some cables, adding that the Town has paid \$27,000 in insurance premiums over the past ten years.

Mr. Dumian's next suggestion was to decrease insurance coverage and increase the deductible amount on the Castle part of the Town Hall, adding that only the basement of the Castle gets water during a major flood. The insurance coverage is on the building and contents. He added that FEMA (Federal Emergency Management Agency), which pays all flood insurance payments, will not pay anything if there is no flood insurance at all.

Mr. Dumian suggested a similar proposal for insurance on the Wellhouse on Terrace Drive, to reduce coverage and increase the deductible. Water/Sewer/Parks Superintendent Tom DeLamarter stated that in the 2006 Flood, water to into the contact changer, but in the 2011 Flood there was no wo water in the building.

Mr. Dumian stated that the Community Center has a low premium already, so he would not make changes there. He stated that he thinks the Town would be better served to self-insure the Sewer Station at Miller Street and JR Boulevard.

Mr. DeLamarter stated that everything was replaced and/or mitigated in the Sewer Station 1 building at 587 Conklin Road behind Jane's Diner after the 2006 Flood; but only cable needed to be replaced after the 2011 Flood. Mr. Dumian suggested that the Town reduce the coverage, and therefore the premium, on this structure.

Mr. Boyle asked if the savings on the insurance could be earmarked for a special account, and Mr. Dumian replied that this could be done or the savings could be deposited to the Building account. Mr. Dumian added that the Town is still awaiting FEMA payments for repairs made after the August 2018 flash flood.

# WORK SESSION MARCH 9, 2021

# **COUNTY PRESCRIPTION DRUG PLAN ALLIANCE**

Mr. Dumian stated that Medicare now costs \$300 per month for the prescription drug payment plan, but Broome County is looking at a plan which would pool all the municipalities and bid on healthcare, seeing up to a 50% decrease in premium cost. He stated that this plan doesn't fit for the Town of Conklin because the prescription drug payment is coupled with Medicare payments, but if the Town accepts the resolution from Broome County, it might give the County bargaining power in negotiating premiums. Mr. Dumian added that this option would make sense for the Town if it had a separate prescription drug plan. Mr. Farley stated that he received information regarding the Medicare Advantage Plan, which could offer dental and vision options. He also commented that the proposed resolution is non-binding.

# PEGGY HAINES 100<sup>TH</sup> BIRTHDAY

The Town received a letter advising them that Peggy Haines will be celebrating her 100<sup>th</sup> birthday soon. Mr. Dumian stated that the Town has sent a card congratulating Ms. Haines. Members of the Board suggested giving her a plaque, which was approved, with Deputy Town Clerk Elizabeth Einstein to create the wording.

The Town Board of the Town of Conklin held a Regular Town Board Meeting at 6:30 P.M. on March 9, 2021, at the Conklin Town Hall. Mr. Dumian, Supervisor, presided. The meeting opened with the Pledge of Allegiance.

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

Town Counsel Cheryl Sacco
Town Clerk Sherrie L. Jacobs
Highway Superintendent Brian Coddington
Code Officer Nick Pappas
Administrative Assistant Mary Plonski
Water/Sewer/Parks Superintendent Tom DeLamarter

GUESTS: Country Courier Elizabeth Einstein

Bergmann Architects Kelly Sullivan

Austin Mooney John Colley Laurie Francisco Peter J. Motsavage

Sandi Beam

#### MINUTES: FEBRUARY 23, 2021 REGULAR TOWN BOARD MEETING

Mr. Finch stated that the February 23, 2021 Regular Town Board Meeting minutes should be corrected on page two in the fourth paragraph to state "Mr. Finch added that all traffic is to exit south on Corporate Drive," rather than Ms. Sacco making that statement.

Mr. Francisco moved to approve the February 23, 2021 Regular Town Board Meeting minutes with the above noted correction.

Seconded by Mr. Farley.

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

#### **PUBLIC COMMENTS;**

# AUSTIN MOONEY/FIREARMS DEALER/WOODCREST WAY

Austin Mooney of 111 Woodcrest Way sought permission to operate as a federal firearms dealer from his parents' home at 111 Woodcrest Way. Mr. Mooney is also a gunsmith, so would also be doing minor repairs to firearms at the site. He stated that the Alcohol, Tobacco, and Firearms Board (ATF) wants a letter from the Town's Zoning Department approving the operation at that location. Mr. Mooney stated that he would be following Federal Firearms Law (FFL) regulations, adding that there would only be one or two cars per week coming to the business. Town Attorney Cheryl Sacco stated that the Zoning or Code Officer, rather than the Zoning Board of Appeals, would be the authority to approve this request, adding that it is an allowed use as a home business. Code Officer Nick Pappas stated that it is a small business. Mr. Mooney stated that the installation of a gun safe is required, and that there would not be a machine shop at the site, adding that a large portion of the business would be assisting gun owners and purchasers with paperwork. He stated that his background includes two years of employment at Dick's Sporting Goods in the hunting/firearms section.

Mr. Dumian stated that the Town needs to know the scope of the size of the business. Mr. Mooney replied that it will be very part-time, as he has a full time job at SUNY Broome. Ms. Sacco stated that there are limits to home-based businesses, with Mr. Pappas explaining that the

business cannot use more than two-thirds of the square footage of the house. Mr. Boyle asked if he owns or leases the residence and Mr. Mooney replied that he lives at home with his parents and it is their house. Mr. Dumian stated that it is an allowed use. The Board had no issue with this request.

#### APPLICATION/136 CARLIN ROAD/AMAZON DISTRIBUTION

Kelly Sullivan, a Senior Project Manager of Bergmann Architects/Engineers/Planners, spoke to the Board representing her client, Amazon Distribution and Warehouse, regarding the structure located at 136 Carlin Road in the Broome Corporate Park (the former Lexis Nexis building). She also included Jessica Schumer, representing Amazon, via telephone.

Ms. Sullivan stated that this facility would be for both regular Amazon deliveries and for bulkier items. She stated that there will be 15 to 20 trucks delivering product, mostly during the overnight hours, adding that the company will employ 200 to 300 people, who will be paid \$15.00 per hour and receive partial benefits.

Ms. Sullivan stated that some of the vehicles will be box trucks that deliver to Amazon Flex drivers within a two-and-a-half-hour radius from Conklin. These Amazon Flex drivers use their personal vehicles to make deliveries. She stated that there will also be box trucks for delivering heavy items.

Mr. Dumian suggested that when the traffic study for the project is done, planning should be for full build-up. Ms. Schumer stated that there will be more traffic during the peak annual delivery time between Thanksgiving and New Year's Day. Mr. Dumian reiterated that they should plan for full capacity. Ms. Sullivan stated they could add extra trips to the numbers in the application. She stated that the center will operate 24 hours per day, seven days per week. Mr. Dumian stated that traffic should exit the Corporate Park through the south entrance.

Mr. Dumian explained that the Town is Lead Agency because the project is in the Corporate Park. He asked if Ms. Sullivan's firm was working with Broome County. Ms. Schumer replied that she has spoken with representatives from the BCIDA (Broome County Industrial Development Agency). Mr. Dumian stated that he will schedule a joint meeting with the Town Board and Planning Board. Ms. Sullivan stated there will be two sets of 15 vans each (30 per hour) released in waves, and there will be no on site fueling.

Mr. Boyle commented that there is an access road in front of the building for firetrucks and other emergency vehicles, stressing a need for a fire exit plan. Mr. Dumian stated that the site plan must protect nearby residents from light intrusion, adding that the Town Board will conduct a full SEQR (State Environmental Quality Review) determination as Lead Agency.

Ms. Sullivan stated that the parking lot will be upgraded to current standards. Ms. Schumer stated that deliveries will be staggered over overnight hours, between 8:00 P.M. and 5:00 A.M. Mr. Dumian asked if there will be scheduled delivery appointment times and Ms. Schumer stated that she will look into that question. Mr. Dumian stated that it is important to have a staging area large enough to keep the delivery trucks from parking on Corporate Drive. He stated that he will schedule a joint meeting with the Planning Board and schedule the Public Hearing for April 13, 2021.

**PUBLIC COMMENTS:** None.

**CORRESPONDENCE:** 

As discussed in the Work Session, the Town received a letter informing the Board that Peggy Haines will be celebrating her 100<sup>th</sup> birthday soon. A card from the Town was mailed and arrangements are being made for a plaque to be purchased for her.

#### REPORT: SUPERVISOR'S OFFICE

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

#### **OLD BUSINESS:**

#### **HIGHWAY GARAGE FIRE**

Mr. Dumian reported that A. C. Spear has been approved for electrical repairs and Action Plumbing has been approved for plumbing and heating repairs to the Highway Garage. He stated that the Town is still waiting for information about contents. Mr. Dumian stated that the core sample has been completed and the roof will be repaired. He stated that Highway Superintendent Brian Coddington will get quotes on installing a pitched roof and infrared heaters.

Mr. Dumian stated that the Town received a preliminary report on damage to Trucks 44 and 48, with an estimated \$60,000 to \$70,000 in repairs needed. He added that the Town is waiting for numbers from the insurance company. Mr. Dumian reported that the used truck the Town just purchased was delivered last week.

#### **NEW BUSINESS:**

#### POTENTIAL STIMULUS MONEY FOR MUNICIPALITIES

Mr. Dumian stated that there has been no new information released about what has been approved regarding potential stimulus money for municipalities.

### **PAY FOR PERFORMANCE**

Mr. Dumian stated that the Town will utilize a "pay for performance" evaluation plan for raises. If an employee does a great job, they would get a raise; if they do the bare minimum or a poor job, they would not get a raise. He stated that department heads would evaluate their employees.

### **RESO 2021-32: RATIFY ACH WIRE PAYMENT/PITNEY BOWES**

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies an ACH wire payment, account code A 1670.4, in the amount of \$500.00 to Pitney Bowes for a postage meter refill purchase.

Seconded by Mr. Francisco.

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

#### **RESO 2021-33: RATIFY PAYMENT/NYSEG**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #17941, various department codes, in the amount of \$8,918.09 to NYSEG for electrical bill.

Seconded by Mr. Farley.

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

# RESO 2021-34: RATIFY PAYMENT/USPS/FIRST QUARTER WATER/SEWER BILLING

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #17892, account codes SW 8310.4 and SS1 9110.4, in the amount of \$306.25 to the United States Postal Service for postage for First Quarter Water/Sewer billing.

Seconded by Mr. Finch.

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

# RESO 2021-35: RATIFY PAYMENT/TRACEY ROAD EQUIPMENT/TRUCK PURCHASE

Mr. Boyle moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment, per Resolution 2021-24, account code DA 5130.2, in the amount of \$108,000 to Tracey Road Equipment for the emergency purchase of a 2017 Kenworth T400 Plow Truck.

Seconded by Mr. Finch.

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

# RESO 2021-36: APPROVE TEMPORARY APPOINTMENT/LISA HOUSTON/ PART-TIME ACCOUNT CLERK

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves the temporary appointment of Lisa Houston to the position of part-time Account Clerk to provide support with water and sewer billing and AUD compilation at a rate of \$30 per hour.

Seconded by Mr. Boyle.

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

#### RESO 2021-37: RATIFY MEDICAL ABSTRACT PAYMENTS FOR 2020

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of the medical abstract payments for 2020, account codes A 9060.802, DA 9060.802, and SW 9060.802 (see attached).

Seconded by Mr. Francisco.

VOTE: Finch – Abstain, Boyle – Yes, Farley – Yes, Francisco – Yes, Dumian – Yes. Motion carried: 4 – Yes, 1 – Abstain.

#### RESO 2021-38: AUTHORIZE BUDGET MODIFICATIONS/EFFECTIVE 12-31-2020

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the following Budget modifications, effective December 31, 2020, of the stated From and To Budget lines (see attached).

Seconded by Mr. Farley.

VOTE: Finch – Abstain, Boyle – Yes, Farley – Yes, Francisco – Yes, Dumian – Yes. Motion carried: 4 – Yes, 1 – Abstain.

# RESO 2021-39: AUTHORIZE BUDGET MODIFICATION/EFFECTIVE 12-31-2020/GOSR – WELLNESS CENTER

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the following Budget modification, effective December 31, 2020, of the stated From and To Budget lines, regarding the formerly proposed Wellness Center (see attached).

Seconded by Mr. Farley.

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

#### RESO 2021-40: APPROVE PAYMENT/BILL LIST/03-04-2021/\$234,145.58

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves payment of the following Bill List, dated March 4, 2021, in the total amount of \$234,145.58:

General	\$ 204,993.21
Highway	21,371.01
Sewer Districts	273.90
Water Districts	1,429.46
Non-Budgeted	6,078.00
Total	\$ 234,145.58

Seconded by Mr. Francisco.

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

### RESO 2021-41: APPROVE PAYMENT/BILL LIST/03-04-2021/\$5,516.16

Mr. Boyle moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves payment of the following Bill List, dated March 4, 2021 (for 2020), in the total amount of \$5,516.16:

Water Districts	\$ 5,516.16
Total	\$ 5.516.16

Seconded by Mr. Francisco.

VOTE: Finch – Abstain, Boyle – Yes, Farley – Yes, Francisco – Yes, Dumian – Yes. Motion carried: 4 – Yes, 1 – Abstain.

# RESO 2021-42: RATIFY PAYMENT/HAYLOR, FREYER & COON, INC./TOWN-WIDE INSURANCE

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #17955, account code A 1910.4, in the amount of \$58,127.55 to Haylor, Freyer, & Coon, Inc., for payment of Town-wide insurance.

Seconded by Mr. Farley.

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

# RESO 2021-43: RATIFY PAYMENT/HARBOR FREIGHT/REPLACEMENT/ HIGHWAY GARAGE TOOL BOX

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #17954, account code A 5132.4, in the amount of \$799.98 to Harbor Freight for pre-payment of Highway Garage tool box replacement.

Seconded by Mr. Boyle.

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

# RESO 2021-44: WORK WITH BROOME COUNTY ON REQUESTS FOR JOINT PROPOSALS FOR MEDICARE ADVANTAGE AND PRESCRIPTION DRUG BENEFITS FOR RETIREES

**PRESENT:** Councilman Finch

Councilman Boyle Councilman Farley Councilman Francisco Supervisor Dumian

At a Public Hearing and Regular meeting of the Town of Conklin Town Board, held at the Town Hall on the 9<sup>th</sup> day of March, 2021, the following resolution was

**OFFERED BY:** Mr. Francisco **SECONDED BY:** Mr. Farley

WHEREAS, Broome County will be issuing a Request for Proposals seeking a contract for Medicare Advantage and Prescription Drug Benefit Services for its retirees, and

WHEREAS, Broome County has proposed issuing a joint Request for Proposal with other interested municipalities pursuant to General Municipal Law § 119-0, and

WHEREAS, upon selection of the vendor each participating municipality will enter into its own contract with the vendor, and

WHEREAS, Town of Conklin wishes to participate in this joint request for proposals, now therefore be it,

RESOLVED, that Town of Conklin agrees to participate with Broome County and other participating municipalities in a joint request for proposal for Medicare Advantage and Prescription Drug Benefit Services for its eligible retirees, and be it

FURTHER RESOLVED, that Town of Conklin understands that upon selection of a vendor the Town of Conklin may enter into its own contract with the vendor, and be it

FURTHER RESOLVED, that participation in this joint request for proposal does not obligate the Town to enter into a contract with the selected vendor, and be it

FURTHER RESOLVED, that within the limitations of confidentiality, HIPAA and the law, Town of Conklin agrees to provide Broome County any information required to develop the Request for Proposal including, but not limited to, utilization reports, plan benefits, medical claims, participant history, prescription claims, and any other plan data necessary for bidders, and be it

FURTHER RESOLVED, that the Supervisor or his designee is authorized to execute any agreements, documents, or papers as may be necessary to implement the intent of this resolution.

<u>Vote of the Board:</u> Finch – Yes, Boyle – Yes, Farley – Yes, Francisco – Yes, Dumian – Yes. Motion passed unanimously.

#### REPORT: HIGHWAY DEPARTMENT

Highway Superintendent Brian Coddington stated that Mr. DeLamarter received his Class A license to drive a trailer.

#### REPORT: PARKS/WATER/SEWER DEPARTMENT

Parks/Water/Sewer Superintendent Tom DeLamarter asked about the status of opening the pool and scheduling Town sports and Concerts in the Park and rentals of the park pavilions and the Community Center. Mr. Dumian stated that the Town Pool will be open this year and Town sports will be scheduled. He stated that probably Concerts in the Park and rentals of park pavilions will be allowed, since these are outdoor events, but is still hesitant to rent the Community Center. The Board will discuss this further at the next Board meeting.

### **PUBLIC COMMENTS:** None.

#### PROPOSED CELL TOWER/SCOFIELD ROAD

Mr. Boyle asked for an update on the proposed cell tower on Scofield Road and Ms. Sacco stated that Mr. Richard Comi, hired by the Town to review the application, has stated that the application is still incomplete. Mr. Boyle stated that he received a letter expressing concerns about the safety of the 5G tower, specifically the Alpha sector, Beta sector, and Gamma sector, with regard to nearby agriculture and the ecosystem.

#### **YOUTH SPORTS**

Mr. Farley reported that Town baseball and softball registration is open, but the Town is not allowed to use any of Susquehanna Valley School District's facilities. He stated that practice will start in April, with T-ball beginning in May.

A discussion was held regarding hosting Pitch/Hit/Run with the Conklin Kiwanis Club. Mr. Farley expressed hesitation because of concerns with intermingling children from different towns and school districts, with COVID-19 still a factor. Mr. Dumian stated that 2019 saw 30 children involved in this event, and believes it should happen. The Board agreed to schedule the event, contingent upon COVID restrictions. Youth Commissioner Justin Parker will need the packet from the national association so that he can schedule the event and contact coaches to assist.

# SPECTRUM FRANCHISE AGREEMENT

Mr. Dumian stated that the Town has not had a franchise agreement with Spectrum for several years. He stated that whatever percentage the Town would assess Spectrum on cable installation would be passed on for residents to pay. Mr. Dumian stated that he does not want to see any more charges put on the Town's taxpayers.

There being no further business to come before the Board, Mr. Francisco moved for adjournment, seconded by Mr. Finch. The meeting adjourned at 7:55 P.M.

Respectfully submitted,

Sherrie L. Jacobs Town Clerk