

REGULAR TOWN BOARD MEETING
JANUARY 28, 2025

The Town Board of the Town of Conklin held a Regular Town Board Meeting at 6:00 P.M. on January 28, 2025, 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 Mark Spinner
Town Clerk Sherrie L. Jacobs
Highway Superintendent Jeff Hayes
Secretary to the Supervisor Teresa Bamber
Dog Control Officer Rick Murray
Planning Board Sandra Beam
Zoning Board of Appeals Elizabeth Einstein
Zoning Board of Appeals William Brodsky

GUESTS: Laurie Francisco
Marshall Tompkins
Autumn Tompkins
Stephanie Tompkins
Marcella Jaworski
Judy Frear
Dale Frear

MINUTES: JANUARY 14, 2025 WORK SESSION & REGULAR TOWN BOARD MEETING

Mr. Francisco moved to approve the January 14, 2025 Work Session and Regular Town Board Meeting minutes as presented.

Seconded by Mr. Finch.

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

PUBLIC COMMENTS:

CODE ISSUES/11 CLEARVIEW AVENUE

Marcella Jaworski of 18 Clearview Avenue asked for an update regarding the Code issues at 11 Clearview Avenue which she had presented to the Board at the January 14 meeting. Mr. Dumian stated that Town Attorney Mark Spinner will send a letter to the owner of the property by the end of this week, adding that the owner needs to address these issues with his tenant. Code Officer Nick Pappas will enforce the issues that are relevant to the Town Code. Mr. Dumian stated that the deed to the property was never transferred to the person who currently lives at 11 Clearview Avenue, so the Town must work with the legal owner. Ms. Jaworski stated that the situation is “very frustrating,” asking what will happen if the Code issues are not addressed. Mr. Dumian stated that the next steps would be the beginning of a ‘long, hard process.’ He stated that the Town should be notified if the County takes the property for non-payment of taxes.

ACCESSIBILITY OF CONKLIN CEMETERY TO PERSONS WITH DISABILITIES

Autumn Tompkins of Cherry Drive asked if the Town Board had made a decision regarding her request at the January 14 meeting to install a gate on Carlin Road for better access to Conklin Cemetery for persons with disabilities. Mr. Dumian stated that he will be discussing this later in the meeting.

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116 STILLWATER ROAD

Judy Frear of Stillwater Road stated that Mr. Triolo had his dog with him at the 116 Stillwater Road property and asked if it is licensed. Mr. Triolo owns two dogs; the female is licensed, but the male is not. Mr. Dumian stated that Dog Control Officer Rick Murray has served Mr. Triolo Court papers for an unlicensed dog and he has an appearance date at the Town of Conklin Court, where he will have to prove that the training required because of the dangerous dog designation has been completed.

Mr. Boyle inspected the house earlier today (January 28) and stated that there is a pickup truck with garbage “from inside the house.” The next inspection will be February 4. Mr. Dumian stated that Mr. Triolo is “skirting the system” and stated that the Town needs a written timeline for cleanup. Mr. Boyle stated that the electrical panel is current but must be inspected by an electrical inspector, and no one can get in to do so. Mr. Dumian stated, “If there is no plan and the cleanup is not done by two weeks from the February 4 inspection (by February 18), the property will be boarded up.” The inspection is scheduled for 2:30 P.M. on February 4. Mr. Dumian stated that he is very concerned for the safety of fire and/or EMS personnel if there is a call at the property, since it is not safe. He reiterated that if the work is not done or the building cannot be inspected, it will be boarded up. Dale Frear of Stillwater Road asked why these measures weren’t taken after the January 17 inspection. Mr. Dumian stated that there was not inspection on January 24. The majority of the Board expressed verbal agreement in proceeding with the February 18 deadline for cleanup or boarding the house. Mr. Dumian stated that he wants a written timeline and a letter from the Town informing Mr. Triolo that this will be the last inspection. William Brodsky of the Zoning Board of Appeals asked if the deadline is for cleanup only or whether it addressed the need for upgrades to electrical and water services. Mr. Dumian replied that cleanup is the first requirement, before any others can be addressed.

CORRESPONDENCE:

CONKLIN CEMETERY ACCESS

Mr. Dumian stated that he and Mr. Francisco have been in conversation regarding providing “reasonable access” to Conklin Cemetery. Mr. Dumian suggested that the Town have digital mapping done of both Conklin Cemetery and Shawsville Cemetery to determine exactly where the graves are and to show a layout of access road design. He stated that the Town will finish the proposed road design when the weather breaks. Mr. Francisco drew a map of Conklin Cemetery showing the road design, adding that the Town will have to dig it, fill it with millings, then compress it. Autumn Tompkins asked if there is a timeline for completion and Mr. Francisco stated that the Town cannot start it yet as it is still winter. Mr. Dumian stated that he will research the cost of blacktopping the roads. Mr. Francisco commented that plowing the roads will remove the millings. Ms. Tompkins asked if she and her father will be able to pull up their vehicles to where the road will be, so that it is closer access to her mother’s grave. Mr. Dumian stated that the Town will mark out the proposed road with pegs in the ground and allow access. Mr. Francisco stated that the pegs that are currently in the ground are rows showing where the graves are located. Marshall Tompkins stated, “I appreciate what you’re doing.” Mr. Francisco explained that the digital mapping uses radar, which Mr. Dumian stated is accurate to within one-half inch. Mr. Dumian stated that it will be useful at Shawsville Cemetery to see if there are any empty lots, since there is an issue with some double deeds (same plot sold to two separate people) at Shawsville. Mr. Dumian also commented that if the mapping is digital, it is stored on the cloud and is not susceptible to flooding or fire.

DELAWARE SOLAR

Mr. Dumian stated that he received a phone call last week from Delaware Solar, adding that the company has received its interconnection with NYSEG for 7.8 to 8 megawatts at the Calabrisi

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Road substation. Mr. Dumian stated that the company will need a variance for 8 megawatt production. He stated that this is the company that is looking at property on Fallbrook Road and their site plan remains the same. Mr. Dumian stated that this same company is looking at other sites in Conklin, including the Town Landfill. He will be discussing this further with Mr. Spinner.

REPORT: HIGHWAY DEPARTMENT

The Board discussed purchasing the RAM 5500 Truck, which will cost \$110,342.45. Mr. Finch asked if it will be delivered in 2026 and Highway Superintendent Jeff Hayes stated that delivery time is uncertain. Mr. Hayes stated that his department has been busy plowing and thawing frozen ditch pipes.

REPORT: CODE OFFICER

Mr. Dumian stated that Code Officer Nick Pappas has been following through with the issues on Stillwater Road and on Clearview Avenue.

REPORT: PARKS/WATER/SEWER DEPARTMENT

In a written report to the Board, Parks/Water/Sewer Team Leader David Kilmer stated that his department has been working on PESH compliance notices in the Community Center garage and in the Water Department. They have also changed the rear brakes on the service truck, removed the old shed from Conklin Cemetery, and replaced some frozen water meters. Mr. Dumian commented that both PESH and OSHA have recently completed inspections of Town facilities. He stated that Mr. Kilmer received a bid of approximately \$69,000 for a service truck with a second bid of approximately \$72,000, and he is awaiting a bid on a Dodge truck. The Board will discuss this further at the February 11 meeting.

REPORT: SUPERVISOR'S OFFICE

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

OLD BUSINESS:

SEWER 2 PUMP REBUILD

Mr. Dumian stated that the rebuilt pump at Sewer Station 2 will have a 12-month warranty from the date of the invoice.

NEW BUSINESS:

FIRE ALARM/TOWN HALL

Mr. Dumian stated that the Town received two quotes from Syracuse Time & Alarm Company, Inc. The first was for a new fire alarm system at a cost of \$1,405.39 and monitoring of the system for a cost of \$50 per month.

BOILER ROOM ALARM

Mr. Dumian stated that the Town received a quote from Trane for provision and installation of a new water sensor in the floor of the boiler room at a cost of \$2,676.00.

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SERVICE PLANS FOR TOWN SEWER/WATER GENERATORS & SEWER PUMPS

Mr. Dumian stated he discussed these agreements from Milton Cat for scheduled maintenance of Town Sewer and Water generators and sewer pumps with the Water and Sewer Department. The agreements, for the four sewer stations and the well house, would cost a total of \$7,415.12 for a one-year agreement. The generators would be tested and put under load.

The Town also received two quotes from W2O for repair of the pump at Sewer Station 2 for a cost of \$12,750.00 and an annual maintenance agreement for a cost of \$8,500.00.

COMMUNITY CENTER GARAGE LIGHTS

Mr. Dumian stated that the Town received a quote from MO Electric, LLC, to furnish and install LED lights at the Community Center garage for a cost of \$1,800.00.

RESO 2025-37: INTRODUCE PROPOSED LOCAL LAW 1, 2025/ "A LOCAL LAW AMENDING CHAPTER 119 REGARDING TAX EXEMPTIONS FOR SENIOR CITIZENS"/SCHEDULE PUBLIC HEARING 02-11-2025

Mr. Farley moved for the following resolution, seconded by Mr. Francisco:

WHEREAS, a local law entitled "A LOCAL LAW AMENDING CHAPTER 119 REGARDING TAX EXEMPTIONS FOR SENIOR CITIZENS" was introduced at this meeting; and

WHEREAS, the Town Board desires to hold a public hearing with respect to the adoption of said Local Law.

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held by the Town Board of the Town of Conklin with respect to the adoption of the aforesaid Local Law on **February 11, 2025, at 6:30 p.m.** at the Conklin Town Hall, 1271 Conklin Road, Conklin, New York; and it is further

RESOLVED, that the Town Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

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 Conklin Town Hall, 1271 Conklin Road, Conklin, New York, on January 28, 2025. Said resolution was adopted by the following roll call vote:

Supervisor William Dumian, Jr.	YES
Councilman Dell Boyle	YES
Councilman William Farley	YES
Councilman Charles Francisco	YES
Councilman James E. Finch	YES

Dated: January 28, 2025

Town of Conklin Seal

Sherrie L. Jacobs, Town Clerk

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RESO 2025-38: ACKNOWLEDGE TOWN COURT COMPLIANCE WITH UNIFORM JUSTICE ACT 2019-a/AUDIT OF 2023 RECORDS

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin acknowledges that the Town Court, in compliance with the Uniform Justice Act 2019-a, has presented its records for the 2023 fiscal year and such records have been duly examined.

Seconded by Mr. Farley.

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

RESO 2025-39: ACKNOWLEDGE 2023 AUDIT OF TOWN OFFICES

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin acknowledges that, in compliance with Conklin Town Law Section 123, Michael Wolyniak, on behalf of the Town Board, has completed the 2023 Audit, which included the offices of the Supervisor, Justice Court, and Town Clerk. The Audit Report has been presented to the Town Supervisor and is on file in the Supervisor's Office and Mr. Wolyniak has agreed to conduct the 2024 Audit.

Seconded by Mr. Francisco.

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

Mr. Dumian noted that the Audit produced no negative findings.

RESO 2025-40: ACKNOWLEDGE TOWN COURT COMPLIANCE WITH UNIFORM JUSTICE ACT 2019-a/PRESENTED 2024 RECORDS FOR AUDIT

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin acknowledges that the Town Court, in compliance with the Uniform Justice Act 2019-a, has presented its records for the 2024 fiscal year.

Seconded by Mr. Farley.

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

RESO 2025-41: RATIFY PAYMENT/DEERE CREDIT, INC./PAYMENT OF INSTALLMENT DEBIT/WAM MOWER

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment in the amount of \$1,773.30 to Deere Credit, Inc., for payment of installment debt on WAM Mower.

Seconded by Mr. Boyle.

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

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RESO 2025-42: RATIFY PAYMENT/THE HARTFORD/DISABILITY INSURANCE

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment in the amount of \$139.86 to The Hartford for Disability Insurance.

Seconded by Mr. Finch.

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

RESO 2025-43: RATIFY PAYMENT/BILL DIFFENDORF/CEMETERY DIG/CONKLIN CEMETERY

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment in the amount of \$650.00 to Bill Diffendorf for a cemetery dig at Conklin Cemetery on January 18, 2025.

Seconded by Mr. Francisco.

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

RESO 2025-44: RATIFY PAYMENT/PITNEY BOWES/POSTAGE METER REFILL

Mr. Boyle moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment in the amount of \$500.00 to Pitney Bowes for postage meter refill.

Seconded by Mr. Finch.

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

RESO 2025-45: APPROVE PAYMENT/CLAIMS #24-01358 - #24-01369/\$44,245.74

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves payment of the following Claims #24-01358 through #24-01369, which have been audited and approved for payment, in the total amount of \$44,245.74:

General	\$ 29,257.60
Highway	1,502.28
Light Districts	1,750.15
Sewer District #1	1,010.44
Water District	5,792.96
Water District #6	<u>4,932.31</u>
Total	\$ 44,245.74

Seconded by Mr. Finch.

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

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RESO 2025-46: APPROVE PAYMENT/CLAIMS #25-00038 - #25-00072/\$69,431.72

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves payment of the following Claims #25-00038 through #25-00072, which have been audited and approved for payment, in the total amount of \$69,431.72:

General	\$ 63,985.37
Highway	2,106.73
Sewer District #1	158.11
Water District	<u>3,181.51</u>
Total	\$ 69,431.72

Seconded by Mr. Francisco.

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

RESO 2025-47: ADOPT FINDINGS AND CONDITIONS FOR APPROVAL/SITE PLAN AND SPECIAL USE PERMIT/ABUNDANT SOLAR POWER

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin, which issued a SEQRA Negative Declaration on January 14, 2025, through Resolution 2025-1, and approved the site plan and special use permit for the Abundant Solar Power project on the same date through Resolution 2025-2, and which reserved the right to impose conditions and findings in a later resolution, now adopts its detailed findings as part of the approval process. A full copy of this resolution, including findings and conditions, is on file with the Town and available for public inspection.

Seconded by Mr. Francisco.

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

RESO 2025-48: APPROVE PURCHASE/2025 RAM 5500 TRADESMAN TRUCK

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves the purchase of one 2025 RAM 5500 Tradesman truck, under Contract #137484, from Ferrario Auto Team of Elmira for a purchase price not to exceed \$110,342.45.

Seconded by Mr. Farley.

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

RESO 2025-49: APPROVE REPAIR/EBARA PUMP/W2O

Mr. Finch moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves the repair of an Ebara pump to include disassembly and inspection of all pieces and parts, cleaning and replacement of parts as required, by W2O for a cost not to exceed \$12,750.00, with a 12-month warranty from date of invoice.

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Seconded by Mr. Farley.

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

**RESO 2025-50: APPROVE REPLACEMENT/INSTALLATION/NEW HONEYWELL
FIRE ALARM SYSTEM/SYRACUSE TIME & ALARM COMPANY, INC.**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves the replacement and installation of a new Honeywell Fire Alarm System by Syracuse Time & Alarm Company, Inc., for a cost not to exceed \$1,405.39.

Seconded by Mr. Francisco.

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

**RESO 2025-51: APPROVE AGREEMENT/SYRACUSE TIME & ALARM COMPANY,
INC./MONITOR NEW FIRE ALARM SYSTEM**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves an agreement with Syracuse Time & Alarm Company, Inc., to provide monitoring for the new Honeywell Fire Alarm System at a rate of \$50.00 per month.

Seconded by Mr. Francisco.

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

**RESO 2025-52: APPROVE REPLACEMENT & INSTALLATION/NEW WATER
SENSOR SYSTEM/MECHANICAL ROOM**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves the replacement and installation of a new water sensor system in the mechanical room at the Town Hall by Trane at a cost not to exceed \$2,676.00.

Seconded by Mr. Finch.

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

**RESO 2025-53: APPROVE ONE-YEAR SERVICE AGREEMENT/MILTON CAT/FOUR
SEWER STATIONS & WELL HOUSE/GENERATORS & SEWER PUMPS**

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves entering a one-year agreement with Milton Cat to provide maintenance on the generators and sewer pumps at the Town's four sewer stations and well house at a cost not to exceed \$7,415.12.

Seconded by Mr. Francisco.

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

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RESO 2025-54: APPROVE PURCHASE & INSTALLATION/LED
LIGHTS/COMMUNITY CENTERGARAGE

Mr. Farley moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves the purchase and installation of LED light fixtures in the Community Center garage by MO Electric, LLC, in compliance with PESH requirements at a cost not to exceed \$1,800.00.

Seconded by Mr. Francisco.

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

INVITATION/ST. PATRICK'S DAY PARADE

Mr. Dumian stated that the elected officials of the Town have been invited to participate in the St. Patrick's Day Parade on March 1, 2025, in Binghamton.

PUBLIC COMMENTS: None.

RUNOFF AT PAVILION 1/SCHNURBUSCH PARK

Mr. Finch stated that there is no eaves trough on Pavilion 1 at Schnurbusch Park, so the runoff freezes and creates an ice hazard. Mr. Dumian stated that he will talk to the Parks Department about putting some millings in the area.

YOUTH SPORTS

Mr. Farley stated that eight members of the Youth Wrestling team placed at a recent meet in Norwich.

LED LIGHTING REBATES

Mr. Francisco stated that he participated in a webinar in which he was informed that NYSEG will not accept any applications for rebates for LED lighting after 2025, and any projects done in 2025 must be completed and approved by October 31, 2025, in order to be eligible. This means the timeline for upgrading lighting at Schnurbusch Park, if feasible, will be moved up. Mr. Francisco stated that he will research NYSERDA to see if they have any other options for rebates.

MEETING WITH BROOME COUNTY EXECUTIVE

Mr. Francisco stated that he attended a meeting with Broome County Executive Jason Garnar, who stated that progress is being made toward housing for veterans but added that there is a dire need in this area for housing in general. Mr. Garnar stated that First Responder programs are being restructured to provide for different levels of need. He stated that nothing has been approved for 2026 regarding the fee structure through which municipalities would pay for tax collection.

CEMETERY RATES & RULES SENT TO FUNERAL DIRECTORS

Mr. Francisco stated that he is sending copies of the Town of Conklin cemetery fees, times burials are permitted, and the requirement for concrete vaults for full burials to all of the funeral directors with whom the Town works.

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CONCERTS IN THE PARK

Town Clerk Sherrie Jacobs stated that all of the bands have been booked for the 2025 Concerts in the Park series.

WILLIAMSPORT RULES FOR BASEBALL/SOFTBALL

Mr. Dumian stated that he needs to speak with Youth Commissioner Justin Parker but it looks like the move to Williamsport Rules for baseball and softball will not be implemented for 2025.

There being no further business to come before the Board, Mr. Farley moved for adjournment, seconded by Mr. Francisco. The meeting adjourned at 7:15 P.M.

Respectfully submitted,

Sherrie L. Jacobs
Town Clerk