

**Town of Colesville
Town Board Meeting
May 4, 2017**

Minutes of the regular Town Board Meeting of the Town of Colesville held at the Town Hall Building, 780 Welton Street, Harpursville, New York, with the following members and guests present:

Supervisor	Glenn Winsor
Councilperson	Gordon Carroll
Councilperson	Gary Cower
Councilperson	Michael Olin
Councilperson	Douglas Rhodes

Town Clerk - Tomi Stewart
Highway Superintendent – James Bulger
Code Enforcement- Brad McAvoy
Town Attorney – Alan Pope

Guests: Bernard Walling, Glenn Herbert, Vera Bond, Thomas Bond, Geoffrey Grogan, Debbi Grogan, Florence Gardy, Ben Harting, Janet McKnight, Nancy Senger, Elise Hopkins, Tom Hopkins

Supervisor Winsor called the meeting to order at 7:00 pm; followed by the Pledge of Allegiance.

The public portion of the meeting was opened for comments or concerns. Mr. Winsor asked those who have concerns regarding the NY Faerie Festival permit application to hold their concerns until that time of the meeting; hearing no concerns from the floor, the closed the public portion of the meeting was closed at 7:01 pm.

Mr. Winsor opened the Public Hearing on the proposed, Local Law to Opt Out of Section 487(8) of the New York State Real Property Law (Exemption from taxation for certain solar or wind energy systems or farm waste energy systems), and asked for the legal notice review. T Stewart Town Clerk said that the legal notice was published in the Windsor Standard on April 19th and was posted on the town sign board April 24, 2017.

Supervisor Winsor gave a brief explanation on the following proposed local law and asked for public input. When questioned, “Does this exemption apply to residential solar panels as well as commercial energy systems” the answer was yes. It was explained that NY State Real Property does not allow municipalities to differentiate between residential or commercial solar systems. However the Town could negotiate a Payment in Lieu of Taxes (PILOT) for commercial planned projects. No further comments; the public hearing was closed at 7:09 pm.

Resolution # 60.17

Resolved that the Town Board hereby approves and adopts **Local Law # 1 - 2017** to provide that **no exemption** under this section shall be applicable within this jurisdiction with respect to any solar or wind **energy systems** or farm waste energy system constructed subsequent to the effective date of this Local Law, is herein approved. Motion made by D. Rhodes and seconded by G. Carroll.

Adopted Ayes 5 Olin, Carroll, Winsor, Rhodes, Cower
Noyes 0

Supervisor Winsor noted that the resolution approving the NY Faerie Festival permit last month is re-addressed for public comments or concerns; as the notification letters sent by the Faerie Festival were not mailed to neighbors in a timely manner.

Mr. Winsor asked Mr. Herbert why they would like to extend the NY Faerie Festival to two consecutive weekends. Mr. Herbert said the change is because of the way that the weekends fall with the July 4th holiday and graduation weekend, he further said that this will give more people the opportunity to attend the festival.

Residents neighboring the NY Faerie Festival addressed the Town Board with regards to the following concerns and objections to an additional Faerie Festival weekend.

- The Festival has grown beyond what it started out to be and has become commercialized.
- No proper signage.
- Seriousness of heavy traffic on NY Rte. 79; Traffic is being re-routed because of the construction on 17, I88 and I81. With the increase of traffic there is potential danger to pedestrians walking along both sides of NY State Rte 79.
- Noise continues well after 11:00 pm.
- Serious health concerns for those standing in line to enter the festival for a long time, in extreme heat.
- The influx of a large number of people who are unsupervised on residential private property.
- Continuous activities while setting-up for the festival and their the removal.

With no further comments from the floor: Supervisor opened the discussion to the Board Members. The Town Board discussed the above concerns.

Supervisor Winsor suggested tabling the vote on the following resolution until there is an adequate plan outlining issues with respect to:

- Parking on or pulling into private property
- Installing proper signs that indicating directions and the location
- Safe suitable parking,
- Law Enforcement to assist with the traffic.
- Aid for festival goers.

For insight, Supervisor Winsor asked for feedback from the surrounding residents following the Festival.

Resolution # 61.17 Tabled

Resolved that the Town Board has reviewed the application, submitted by New York Faerie Festival, 233 Doolittle Road, for permit under the Town of Colesville Local Law Regulating Amusements and Forms of Entertainment for an event to be held June 23, 24 & 25, 2017 and June 30, July 1 & 2, 2017.

Resolution # 62.17

Resolve that the Town Board hereby rescinds Resolution # 46.17 due to non-compliance of the Amusement Law. Motion made by M. Olin and seconded by G. Carroll.

Adopted Ayes 5 Olin, Carroll, Winsor, Rhodes, Cower
Noyes 0

Resolution # 63.17

Resolved that **Tomi Stewart** be appointed to the **Susquehanna Heritage Area Commission Advisory Board** as a Supervisor's Appointment, is herein approved. Motion made by G. Carroll and seconded by D. Rhodes.

Adopted Ayes 5 Olin, Carroll, Winsor, Rhodes, Cower
Noyes 0

Resolution # 64.17

Resolved, that the Town Board **authorizes** the Town Supervisor to sign a **Municipal Agreement** between the **Town of Afton** and Town of Colesville for the purpose of Shared Services, is herein approved. Motion made by D. Rhodes and seconded by G. Carroll.

Adopted Ayes 5 Olin, Carroll, Winsor, Rhodes, Cower
Noyes 0

Resolution # 65.17

Resolved that the Town Board declares the **2015 Ford F-150 pickup truck**, VIN 1FTFX1EF2FKE22955, **surplus property** and further authorizes the sale of said pickup truck by sealed bid with minimum bid of \$21,000.00 with said **sealed bids** returned by 4 pm May 31, 2017, and if said pickup truck is not sold by sealed bid, the sale of said pickup truck is authorized to be live and/or auction on date to be determined by the Highway Superintendent, is herein approved. Motion made by M. Olin and seconded by G. Carroll.

Adopted Ayes 5 Olin, Carroll, Winsor, Rhodes, Cower
Noyes 0

Reports submitted in the Board’s monthly folder included monthly reports from the Supervisor, Town Clerk, and Code Enforcement Officer.

Committee Reports:

Highway – J. Bulger suggested that the Town invest in a generator to run the air compressor, fuel pump, and have basic lights for when there is a power outage.

- Dilly Road is in the planning stage for the culvert pipe replacement; the survey is done and the project completion date of July 2018.
- As the embankment along Hartz Road continues to erode. Broome County Soil & Water came out and offered \$70,000.00 to help with the stabilization of the bank. If necessary an easement will be required before working on private property.
- Money has been received from the CHIPS, Pave NY and the Extreme Winter Money. The CHIPS money will be used to oil and stone various roads, and the Pave NY and the Extreme Winter money will be use to re-profile the remaining portion of Lippa Road and if possible, all of Station Lane.
- Mr. Bulger attended a meeting on Emergency Management.
- Mr. Bulger discussed purchasing a solar powered radar sign that can be easily moved around town where needed.
- Mr. Bulger also noted the need for a single axel truck with a roller and asked if one could be purchased to replace the 1987 roller during the NYS DOT auction.

It was the consensus of the Board to purchase the radar sign.

Resolution # 66.17

Resolved, that the Highway Superintendent is authorized to **purchase** one used **single axel truck** from the NYS DOT auction for a cost not to exceed \$6,000.00. Motion made by G. Carroll and seconded by D. Rhodes.

Adopted	Ayes	5 Olin, Carroll, Winsor, Rhodes, Cower
	Noyes	0

Enforcement - B. McAvoy reported on the number of building permits issued to date. Order to Remedy’s have been issued to local merchants for removal of winter debris. No public hearings scheduled for either the Planning or Zoning Board.

Youth - M. Olin said that the Commission met on April 19th. The Family Fun Day at the Animal Adventure Park is scheduled for June 3rd. Interviews for the coaching positions will held during the next meeting on May 17. Background checks will be conducted.

Zoning Board- G. Cower reported that the organizational meeting was held and Officers were appointed. During the next meeting new perspective members will be invited to fill the vacancy.

Planning Board – G. Carroll said that the Board met for an educational session.

Historical – D. Rhodes said that guest speaker Eileen Ruggieri gave a very interesting talk on the history of the Dairymen’s League Cooperative. Next month’s meeting will be on the history of Ouaquaga.

Resolution # 67.17

Resolved, that the Town Board authorizes the payment for the **printing of 100 pamphlets** of the “Places to See & Things To Do in the Town Of Colesville”. Motion made by M. Olin and seconded by D. Rhodes.

Adopted Ayes 5 Olin, Carroll, Winsor, Rhodes, Cower
Noyes 0

D. Rhodes mentioned that the bridge leading to the Vallonia Springs Cemetery has washed away. He received permission from property owner Bill Schuldt to re-build the bridge. Mr. Pope suggested having Mr. Schuldt sign an easement.

Mr. Rhodes has also been in contact with the Scouts to help with the removal of tree debris.

Resolution # 68.17

Resolved, that the Town Board has **audited and approved payment** of General Fund bills # 111 through # 130 totaling \$3,258.86, Highway Fund bills # 94 through # 122 totaling \$58,791.02. Motion made by D. Rhodes and seconded G. Carroll.

Adopted Ayes 5 Olin, Carroll, Winsor, Rhodes, Cower
Noyes 0

General Discussion:

Supervisor Winsor attended a meeting with Broome County and other Municipalities regarding shared services.

Mr. Winsor received a call from Ms. Hartman of Adams Cable Company regarding the renewal of the Franchise Agreement.

Motion made by M. Olin and seconded by D. Rhodes to approve the Town Board Minutes from the meeting held on April 6, 2017.

Adopted Ayes 5 Olin, Carroll, Winsor, Rhodes, Cower
Noyes 0

No further business before the Board.

Motion made by G. Carroll and seconded by M. Olin to enter into Executive Session at 9:00 pm.

Respectfully submitted by Tomi Stewart Town Clerk
Town of Colesville

Executive Session:

Town Board of the Town of Colesville:
Minutes of Executive Session held 5/4/17 at The Colesville Town Hall,
780 Welton Street, Harpursville NY, 13787

Called to order at 9:05 pm. Those in attendance: M. Olin, G. Carroll, D. Rhodes, G. Cower, G. Winsor, A. Pope

Discussion: Thoma

Motion made by G. Carroll and seconded by M. Olin to close the Executive Session and to reconvene in regular opened meeting at 9:21 pm

Motion made by G. Carroll and seconded by G. Cower to adjourn the Town Board meeting at 9:25 pm.

Respectfully submitted by, D. Rhodes