

Town of Colesville  
Town Board Meeting  
March 1, 2012

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 Edward Mosher  
Councilperson Margaret Wicks  
Councilperson Glenn Winsor  
Councilperson Michael Olin  
Councilperson Stephen Flagg

Town Clerk - Tomi Stewart  
Highway Superintendent – Robert Young  
Code Enforcement- Brad McAvoy - absent  
Town Attorney – Alan Pope

Guests: Eric Vonderhorst, Tom & Pat Grant, Raymond & Carol FeDora, Jason Lyon, Lee Bronson, Ming Chen, and Joshua Bronson

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

Concerns from the floor: Jason Lyon representing Harpursville Youth Baseball said that a full day of youth activities is scheduled for April 28<sup>th</sup>. He asked the Town Board for permission to have a parade through the center of Harpursville. The Board agreed that having a parade through town would be no problem. Mr. Mosher said that he will contact the Auxiliary Police to assist with traffic.

Eric Vonderhorst asked if a decision had been made in regards to the possible removal of the unsafe structure on State Rte 79. Mr. Pope said that a decision will follow Mr. Bassler's engineering report. In addition Mr. Pope said that as of February 24<sup>th</sup>, Broome County took over the property due to back taxes, and once the report is back, Mr. Pope will contact the County.

Mr. Ray FeDora asked if there are grants available to help cover the costs to demolish unsafe structures as there are in other municipalities. Mr. Pope said that in the Town of Binghamton, they have received funding from the First Ward Action Council whereby they provide funding to have homes removed to rebuild affordable housing in the same area.

Lee Bronson of Sanitaria Springs said that after he was before the Town Board last fall, his neighbors began to clean up their property; however their front yard is still cluttered. Mr. Bronson also said that he is concerned that his neighbor's property will bring down his property values. Mr. Mosher said that he will talk to the Code Enforcement Officer. Mr. Bronson further mentioned that the Highway Crew cleaned out the ditch near his house and the standing water drained; however after the heavy rains the ditch filled up with dirt; he asked if concrete or stone could be placed in the ditch to keep dirt from back filling in the ditch. Mr. Mosher said that he will contact Dick Bassler to see what he would suggest.

Mr. Mosher asked for additional comments or concerns; hearing none the public portion of the meeting was closed at 7:20pm.

Mr. Mosher asked for the Legal Notice Review for the "Request for Proposal to Provide Program Delivery and Administration Services" for FY 2011 CDBG Grant. T. Stewart said that the legal notice was published once in the Minority Reporter on February 10, 2012 and once in the Windsor Standard on February 22, 2012.

Mr. Mosher said that "Proposal for Request" was also sent to four other qualifying agencies'. T. Stewart said one proposal was received; Thoma Development Consultants offered an amount of \$68,000.00 to administer and deliver the grant program.

Mr. Pope reviewed the administrative proposal and said that it looks okay; the following resolution was made.

Resolution # 33.12

Resolved that Supervisor Mosher is authorized on behalf of the Town of Colesville to sign an **agreement** between the **Town and Thoma Development Consultants** for the purpose of providing program delivery and administrative services in conjunction with the Town's recently awarded grant from New York State Small Cities Program Community Development **Block Grant**. Motion made by M. Olin and seconded by M. Wicks.

Adopted Ayes 5 Winsor, Olin, Mosher, Flagg, Wicks  
 Noyes 0

Resolution # 34.12

Resolved, that the Town of Colesville enters into an **arrangement** with the New York State Office of General Services for the **purchase of road salt**. Motion made by M. Olin and seconded by S. Flagg.

Adopted Ayes 5 Winsor, Olin, Mosher, Flagg, Wicks  
 Noyes 0

Resolution # 35.12

Resolved that the Town Board authorizes the Highway Superintendent to enter into an **arrangement** with either the New York State Office of General Services or Broome County for the **purchase of** blacktop, road oil, liquid calcium, culvert piping and crushed stone (1A, 1 and 1<sup>ST</sup>) whichever price is lowest. Motion made by M. Olin and seconded by G. Winsor.

Adopted Ayes 5 Winsor, Olin, Mosher, Flagg, Wicks  
 Noyes 0

Mr. Mosher said that the following two resolutions will be voted upon under one motion.

Resolution # 36.12

Resolved that attached entitled "Newspaper **Advertisement Month of April**" is herein approved.

Resolution # 37.12

Resolved, that the Town of Colesville "**Fair Housing Plan**" is herein approved.

Motion made by M. Wicks and seconded by S. Flagg.

Adopted Ayes 5 Winsor, Olin, Mosher, Flagg, Wicks  
 Noyes 0

Resolution # 38.12

Resolved, that the Town Board does herein authorize the Highway Superintendent to conduct a **Cleanup Collection Day** to be held on Friday May 25, 2012 and Saturday May 26, 2012, at the Colesville Town Garage. Materials to be accepted shall include bulk items, white goods, scrap metal, tires, sofas, chairs, carpets, windows, wastes from illegal dump site cleanups and similar items. Motion made by M. Olin and seconded by G. Winsor.

Adopted Ayes 5 Winsor, Olin, Mosher, Flagg, Wicks  
 Noyes 0

R. Young said that the only change is that there will be a separate dumpster set aside for home electronics.

G. Winsor asked when FEMA will reimburse the Town for the following flood related projects.

E. Mosher said that it takes time; reimbursement will be similar to the 2006 flood projects.

Resolution # 39.12

The Supervisor is authorized to make the **following transfers**: From A1990.4 (Contingent) to A1440.4 (Engineer Contractual) the amount of \$1,547.37 & from General Fund Surplus to A1440.4 (Engineer Contractual) the amount of \$6,452.63 (for voucher #'s 31 – 35, February 2012 total amount of transfers should have been \$26,452.63). From General Fund Surplus to A1440.4 (Engineer Contractual) the amount of \$14,709.11 (for voucher #'s 67 – 69 Delta Engineering). Motion made by S. Flagg and seconded by M. Wicks.

Adopted Ayes 5 Winsor, Olin, Mosher, Flagg, Wicks  
 Noyes 0

Reports submitted to the Board Members in their monthly folder included the Supervisor's, the Town Clerk/Tax Collector's and the Enforcement Officer's. The monthly folder also included correspondence, the Administration Inspection report and the Fair Housing Plan.

**Committee Reports:**

Highway – R. Young said that the Highway Committee met; they discussed the purchase of a new truck. The Committee decided that because of the costs of a new truck they will look into leasing a new truck in the next couple of years. R. Young further said that he is looking into the purchase of a used truck with a plow and a wing; however it will be useful for a number of things. He’s been comparing trucks and prices for the best possible purchase. Mr. Mosher asked if the trucks could be tested. R. Young said they could. E. Mosher also asked if a warranty is included. R. Young said normally not, but they may be able to negotiate. M. Wicks asked what the cost will be; R. Young said that the two they are looking at are \$19,900.00 each.

Enforcement – Report included in the Town Board’s monthly folder.

Youth – M. Olin said that the Committee met, and the youth programs this year would include both softball and field hockey. Also they are considering lowering the age group to include the upcoming kindergarten class; it depends on the town’s insurance coverage.

Jason Lyon asked if the coaches needed to be fingerprinted and have First Aid and CPR training. M. Olin said that this was something that the Youth Committee would be looking into.

Zoning Board – M. Wicks said that the application for an Area Variance on Hawkins Road was denied because of the size of the parcel; more property could have been purchased by the applicant and wasn’t.

Planning Board – G. Winsor said that during the meeting, Officers of the Board were appointed; the small retail business near the post office is still a possibility; however B. McAvoy hasn’t heard anything for some time. G. Winsor further said that the Planning Board discussed a possible commercial wind turbine law and they decided that further review is necessary before making recommendations to the Town Board.

Resolution # 40.12

Resolved, that the Town Board has **audited and approved payment** of General Fund Bills # 58 through # 89 totaling \$29,561.55 and Highway Fund bills # 28 through # 55 totaling \$17,493.51. Motion made by M. Olin and seconded by S. Flagg.

Adopted        Ayes            5 Winsor, Olin, Mosher, Flagg, Wicks  
                     Noyes            0

Motion made by G. Winsor and seconded by S. Flagg to enter into Executive Session to discuss highway personnel matters.

Adopted        Ayes            5 Winsor, Olin, Mosher, Flagg, Wicks  
                     Noyes            0

**Executive Session** Minutes:

7:45 executive session started. Those in attendance: Bob Young, Glenn Winsor, Mike Olin, Ed Mosher, Alan Pope, Steve Flagg, and Margaret Wicks. Personnel issue was discussed. Executive session was adjourned at 8:00.

Submitted by Margaret Wicks

Motion made by G. Winsor and seconded by M. Olin to reconvene the regular meeting at 8:01 pm.

**General Discussion:**

E. Mosher said that he and Chris Maby of Delta Engineers will be meeting with SEMO regarding the repairs on Hartz Road. He further mentioned that he received a fax from NY State DEC approving emergency repairs to begin on the spill-way on the Trade Winds Lake dam.

Resolution # 41.12

Resolved, that the Town Supervisor is authorized to sign an **agreement** between the Town and EGroup, LLC for the purpose of filing an appeal **challenging the denial** of federal funds for the repair and restoration of the lower part of **Hartz Road**. Motion made by G. Winsor and seconded by M. Olin.

Adopted      Ayes            5 Winsor, Olin, Mosher, Flagg, Wicks  
                  Noyes            0

Mr. Mosher made reference to NY State's requirements of posting the town board minutes and agendas on the town's web-site. He said that posting the minutes after approval is fine; however the agendas are normally not ready until just before the meetings, and according to the Attorney representing the NY State Association of Towns the agendas do not need to be posted.

M. Wicks said that we are waiting to hear back from Adams Cable Company in regards to the cable franchise agreement.

T. Stewart asked the Board if there were any revisions or corrections to Resolution # 2-12.

G. Winsor asked if the Bookkeeper Dale Snyder reviewed the changes as per discussion.

T. Stewart said yes, it was reviewed by both Dale and Councilmember M. Wicks. Hearing no further changes, she said that she would have a copy for the Board during the next meeting.

To include the recent change in the Employee Handbook T. Stewart asked the Board to replace page 52 in the handbook.

During the Zoning Board Meeting it was noted that in the Town's Local Law Book Section 5.9 (2) was not included after the local law was amended in 2006. Upon review it may be further discussed.

Motion made by G. Winsor and seconded by M. Wicks to approve of Minutes of Town Board meetings held on January 30 and February 2, 2012.

No further business before the Board.

Motion made by G. Winsor and seconded M. Olin to adjourn and 8: 30 pm.

Respectfully submitted

Tomi Stewart Town Clerk  
Town of Colesville