

REGULAR MEETING
APRIL 11, 2016

DRAFT

The Regular Meeting of the Town Board of the Town of New Bremen, County of Lewis and the State of New York was held at the Town Municipal Office Building, 8420 State Rte. 812, New Bremen, New York on the 11th day of April 2016.

Town Officer's Present: Peter J. Keys, Supervisor
David L. Becker, Councilman
Joseph E. Aueter, Councilman
Steven Brooks, Councilman
Marcus Bush, Councilman
Jonathan M. Bush, Hwy. Superintendent
Elizabeth B. Jones, Clerk

Attended by: Approximately 19 people

Supervisor Keys called the meeting to order at 6:02 p.m. with the Pledge to the Flag.

**RESOLUTION NO. 38 OF 2016
APPROVAL OF MINUTES**

On a motion of Councilman Becker, seconded by Councilman Bush, the following resolution was
ADOPTED Ayes 5 Becker, Aueter, Brooks, Bush, Keys Nays 0

RESOLVED, the minutes of the March 14th and 31st, 2016 meetings are approved.

OPEN PUBLIC HEARING

The Public Hearing to consider the request for variance submitted by Stanley Jantzi, was declared open at 6:06 p.m. by Supervisor Keys with proof of Publication in the Journal & Republican being acknowledged.

Comments – Stanley Jantzi, applicant/property owner, asked the Board to consider a 12' setback from the property line instead of the original request of 18'. This would allow him to center the mobile home on the property.

CLOSE OF PUBLIC HEARING

All questions or comments by the public were heard. Therefore, the public hearing was hereby closed at 6:09 p.m. After discussion, the following resolution was presented.

**RESOLUTION NO. 39 OF 2016
APPROVAL OF VARIANCE**

On a motion of Councilman Becker, seconded by Councilman Aueter, the following resolution was
ADOPTED Ayes 5 Becker, Aueter, Brooks, Bush, Keys Nays 0

WHEREAS, a request for variance was submitted by Stanley Jantzi, 6974 Kirschnerville Road, New Bremen, NY for the installation of a manufactured home with a setback of 18' from the property line, to be located on property located at 7007 William Street, Tax Map No. 130.03-01-16.000, and

(Regular Meeting of April 11, 2016 cont'd.)

WHEREAS, Mr. Jantzi requested a new setback of 12' from the property line instead of the 18' as originally requested, now therefore be it

RESOLVED, that the Town Board of the Town of New Bremen hereby approves the request for variance and the setback of 12' from the property line on the aforesaid mentioned property.

OPEN PUBLIC HEARING

The Public Hearing to consider the Ambulance Service Contract with Lewis County Search and Rescue Inc., was declared open at 6:10 p.m. by Supervisor Keys with proof of Publication in the Journal & Republican being acknowledged.

Comments – Justin Astafan, Chief of Operations for Lewis County Search and Rescue, Inc., sent a revised contract with the correct payment for 2016 ambulance service to be \$4,376.25. Review of the contract followed. Several questions from the public arose. Ellen Scanlon, Number Four Rd., asked who is responsible for the bill. Mr. Astafan stated they will bill the insurance company and if a balance is left then a bill is sent to the patient. There were also concerns as to whether an ambulance on site is guaranteed at all times. Mr. Astafan stated that is just something they can't guarantee. Councilman Aucter stated Search and Rescue is guaranteeing a service not an ambulance. Mr. Astafan also stated their response time is 1 to 7 minutes. If they are out on a call and another ambulance is needed, mutual aid is called in. Steve Monnat of the Croghan Fire Department stated the cost is less than the contract that Croghan Fire Department had for ambulance service with the Town, and feels this is a good choice.

CLOSE OF PUBLIC HEARING

All questions or comments by the public were heard. Therefore, the public hearing was hereby closed at 6:34 p.m. After discussion, the following resolution was presented.

RESOLUTION NO. 40 OF 2016 SEARCH AND RESCUE AMBULANCE SERVICE CONTRACT

On a motion of Supervisor Keys, seconded by Councilman Becker, the following resolution was
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, that the Town of New Bremen does hereby enter in to an agreement with the Lewis County Search and Rescue, Inc., to provide ambulance services to the Town of New Bremen and its residents.

*Copy of said contract is incorporated at the end of these minutes.

ZONING

Eugene Cady was asked to attend tonight's meeting to discuss/plan for the final cleanup of his property located at 8476 State Rte. 812, New Bremen, which was destroyed by fire in 2013. The Board has given him several extensions thus far. Mr. Cady stated he is hoping to get it cleaned up very soon. Supervisor Keys suggested giving Mr. Cady until the end of October 2016 to cleanup said property. After that the Board will take action to clean up the property and all expenses will be relieved on to the property tax bill. After discussion, the following resolution was presented.

**RESOLUTION NO. 41 OF 2016
EXTENSION OF TIME GRANTED**

On a motion of Councilman Brooks, seconded by Councilman Aucler, the following resolution was
ADOPTED Ayes 5 Becker, Aucler, Brooks, Bush, Keys Nays 0

BE IT RESOLVED, that the Board grants an extension of time to Eugene Cady, POA for Enid Cady, to remove the unsafe building, scrap and vehicles from the following property, located at 8476 State Rte. 812, Tax Map #163.00-02-36.000, with the time ending on October 31, 2016, and be it further

RESOLVED, after said ending date of October 31, 2016, the Board will, per Section 10 of Local Law No. 2 of 2000 – Unsafe Buildings & Collapsed Structures, proceed with the cleanup of said property and levy all expenses over to the property owner, per Article Fifteen of the Town Law.

ZONING

Annette Halko and Paul Brown were asked to attend tonight's meeting to discuss/plan for the final cleanup of their property located at 8826 Van Amber Road, New Bremen. The Board has given several extensions to remove the old trailer from said property. Mrs. Halko stated she would be good with the same date that the Board offered to Mr. Cady. After discussion, the following resolution was presented.

**RESOLUTION NO. 42 OF 2016
EXTENSION OF TIME GRANTED**

On a motion of Councilman Becker, seconded by Councilman Bush, the following resolution was
ADOPTED Ayes 5 Becker, Aucler, Brooks, Bush, Keys Nays 0

BE IT RESOLVED, that the Board grants an extension of time to Annette Halko and Paul Brown, to complete the moving process and removal of the "old" trailer off said property, located at 8826 Van Amber Road, Tax Map #127.00-03-04-120, with the time ending on October 31, 2016, and be it further

RESOLVED, after said ending date of October 31, 2016, the Board will proceed with the cleanup of said property and levy all expenses over to the property owner, per Article Fifteen of the Town Law.

DCO

Justin Hall, DCO was asked to attend tonight's meeting. The Board explained that they would like a more detailed monthly report from him instead of the mileage log report that he has been submitting. Lindsey Burriss, DCO for Croghan and Wilna offered a copy of her report to Mr. Hall for him to use. Mr. Hall stated he will be serving notices to delinquent dog owner's that are past 90 days due. He also mentioned to the Board that he is getting tired of the job and most likely will not be doing it next year for the Town.

COUNCIL REPORTS

Councilman Brooks submitted a copy of Lewis County's Employee and Electronic Communications & Device Use Policy for the Boards review/consideration.



**RESOLUTION NO. 43 OF 2016
TOWN CLERK MONTHLY REPORT**

On a motion of Councilman Becker, seconded by Councilman Aucter, the following resolution was
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, the Town Clerk monthly report is approved as submitted.

HIGHWAY SCHOOL

Superintendent Bush asked the Board for permission to attend the Highway Schooling held in May and October for Superintendent's. Money has been budgeted. After discussion, the following resolution was presented.

**RESOLUTION NO. 44 OF 2016
PERMISSION TO ATTEND TRAINING**

On a motion of Supervisor Keys, seconded by Councilman Aucter, the following resolution was
ADOPTED Ayes 5 Becker, Sauer, Aucter, Brooks, Keys Nays 0

RESOLVED, that Highway Superintendent Bush has permission to attend the Highway Superintendent's Schooling held in May and October 2016.

HIGHWAY SUPERINTENDENT

Superintendent Bush stated the auction for the old surplus parts ends on the 18th of April. He would like permission to decline any items that don't go for a decent price and send for scrap. The Board agreed to leave it as a judgment call by Mr. Bush. He also asked the Board for permission to look at a bucket truck for sale on the Auctions International site. It's a 2002 with low miles and the current bid is \$5600, but he would like to stay under \$10,000. The bidding ends on Friday and would like to inspect it first before bidding. It would be used to trim trees near homes, roads etc. less dangerous than the boom mower. After discussion, the following resolution was presented.

**RESOLUTION NO. 45 OF 2016
PERMISSION GRANTED**

On a motion of Councilman Becker, seconded by Supervisor Keys, the following resolution was
ADOPTED Ayes 5 Becker, Sauer, Aucter, Brooks, Keys Nays 0

RESOLVED, that Highway Superintendent Bush has permission to inspect the 2002 bucket truck and contact the Board with his findings before bidding on said item.

**RESOLUTION NO. 46 OF 2016
JUSTICES MONTHLY REPORTS**

On a motion of Councilman Aucter, seconded by Councilman Brooks, the following resolution was
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, the Justices monthly reports are approved as submitted.

**RESOLUTION NO. 47 OF 2016
DOG CONTROL OFFICER'S MILEAGE/MONTHLY REPORT**

On a motion of Councilman Becker, seconded by Councilman Brooks, the following resolution was
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, the Dog Control Officer's monthly report is approved as submitted.

COUNTY UPDATE

Legislator Moser gave an update of happenings at the County level.

WATER CONTRACT

Supervisor Keys reviewed the 2016 Addendum to Agreement for Water Service between the Village of Croghan and the Beaver Falls Water District. After discussion, the following resolution was presented.

**RESOLUTION NO. 48 OF 2016
WATER SERVICE CONTRACT**

On a motion of Councilman Aucter, seconded by Councilman Becker, the following resolution was
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, that Supervisor Keys is authorized to sign the 2016 Addendum to Agreement for Water Service between the Village of Croghan and the Beaver Falls Water District; and that a copy of said contract be on file in the Clerk's office.

FLOOR MAINTENANCE

Clerk Jones submitted a quote from Cody O'Donnell to strip and wax the municipal office building floors, the highway lunch room and highway superintendent's office. After discussion/review, the following resolution was presented.

**RESOLUTION NO. 49 OF 2016
FLOOR STRIPPING & WAXING**

On a motion of Councilman Becker, seconded by Councilman Bush, the following resolution was
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, to hire Cody O'Donnell to strip and wax the floors as per quote.

**RESOLUTION NO. 50 OF 2016
SUPERVISOR'S FINANCIAL REPORT**

On a motion of Councilman Becker, seconded by Councilman Brooks, the following resolution was
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, the Supervisor's monthly financial report is approved as submitted.

**RESOLUTION NO. 51 OF 2016
AUDIT OF CLAIMS**

On a motion of Councilman Bush, seconded by Councilman Brooks, the following resolution was
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, that Supervisor Keys is authorized and directed to pay the following amounts on Abstract #2 and #4 of 2016 in the following amounts.

General	Voucher #45 thru #58	\$1,207.44
Highway T-Wide	Voucher #48 thru #59	\$7,453.77
Highway T-Outside	Voucher #4 thru #5	\$260.00

OTHER BUSINESS

John Scanlon, Number Four Road, suggested the Board write a letter to the Croghan Fire Department thanking them for providing ambulance service to the Town and its residents for over the past 40 or so years. The Board was very much for the idea and Supervisor Keys will put something together.

The next regular meeting of the Town Board of the Town of New Bremen will be held on May 9, 2016 at 6:00 p.m. at the Town Municipal Office Building.

With no further business, on a motion of Councilman Becker, seconded by Councilman Brooks, the meeting was adjourned at 7:51 p.m. Carried unanimously.

Elizabeth B. Jones, RMC