

STATE OF NEW YORK
COUNTY OF LEWIS
TOWN OF NEW BREMEN

The regular meeting of the Town Board of the Town of New Bremen was called to order at 4:00 p.m. on December 12, 2011 by Supervisor Schneider at the Town Municipal Office Building.

Roll call found the following Town Officers present:

Supervisor	Frederick J. Schneider
Councilmen	David Becker, Milton Monnat, Matthew Bush, Ralph Bush
Hwy. Superintendent	Ralph Hall
Town Clerk	Elizabeth B. Jones

Also Present: Judge Aucter, John Boyd – Legislator, Peter Keys, Val & Don Getman, Sue Sauer, Sheila Buckingham, Judge Stevens, Randy & Kathy Aucter and Roger Burriss

Councilman David Becker led the Pledge of Allegiance.

RESOLUTION NO. 107 OF 2011

APPROVAL OF MINUTES

On a motion of Councilman Becker, seconded by Councilman Monnat, the following resolution was adopted,

Be It Resolved; that the minutes of the November 14, 2011 meeting be approved.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider
Nays: None

OPENING OF PUBLIC HEARING

The Public Hearing for the renewal of the New Bremen Fire Protection Contract with the Croghan Volunteer Fire Dept. Inc., was declared open at 4:01 p.m. with the clerk presenting Proof of Publication in the Journal & Republican.

RESOLUTION NO. 108 OF 2011

TOWN CLERK’S MONTHLY REPORT

On a motion of Councilman R. Bush, seconded by Councilman M. Bush, the following resolution was adopted,

Be It Resolved; that the Town Clerk’s monthly report be approved as submitted.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider
Nays: None

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RESOLUTION NO. 109 OF 2011

**WATER COMMISSIONER REAPPOINTMENT FOR
NO. 3 WATER DISTRICT**

On a motion of Councilman R. Bush, seconded by Councilman M. Bush, the following resolution was adopted,

Whereas; the office of Water Commissioner for the No. 3 Water District held by Gwenda Segovis, expires on December 31, 2011, now therefore

Be It Resolved; that Gwenda Segovis is hereby reappointed as Commissioner of the No. 3 Water District for a 3 year term effective 1/1/12 thru 12/31/2014.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

ZONING BOARD OF APPEALS

Clerk Jones notified the board that two seats on the Zoning Board of Appeals will be vacant due to the fact that Board members and Supervisors cannot serve on the ZBA. Also, Mark Lehman's appointment on the ZBA ends December 31, 2011 and will also be vacant. Clerk Jones will contact Mr. Lehman pertaining to reappointment and the Board will look at individuals interested on serving on the ZBA.

SEARCH & RESCUE

The Lewis County Search and Rescue, Inc., is requesting letters in support of their application to update their Certificate of Need (CON) for their ambulance certificate and to gain full compliance with New York state regulations. After discussion the following resolution was adopted.

RESOLUTION NO. 110 OF 2011

LETTER OF SUPPORT FOR LEWIS CO. SEARCH AND RESUCE

On a motion of Councilman R. Bush, seconded by Councilman Becker, the following resolution was adopted,

Be It Resolved; that the Town Board of the Town of New Bremen hereby supports the Lewis County Search and Rescue Inc., in their application to update their Certificate of Need for their ambulance certificate and that Clerk Jones is to send a letter of support.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

CLERK

Clerk Jones asked the board for permission to purchase new shelving for the vault. The current shelving is not stable and is very weak. The quoted shelving is made of 18 gauge interlocking no-bolt

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steel shelving that meets New York State Archives specifications with weight capacity of 480 pounds per shelf. It will optimize space and will hold double the records the current shelving holds. Price is \$2,110 which includes delivery and installation from ASR Systems Group, Inc., Liverpool, NY. Supervisor Schneider stated that money was added to the building fund in the 2012 budget. After discussion the following resolution was adopted.

RESOLUTION NO. 111 OF 2011

PURCHASE NEW SHELVING FOR VAULT

On a motion of Councilman Becker, seconded by Councilman Monnat, the following resolution was adopted,

Be It Resolved; that the Clerk is authorized to purchase new shelving for the vault as quoted from ASR Systems Group, Inc., Liverpool, New York for \$2,110.00.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

RESOLUTION NO. 112 OF 2011

WAGES SET FOR APPOINTED OFFICIALS

On a motion of Councilman M. Bush, seconded by Councilman Becker, the following resolution was adopted,

Be It Resolved; that the Assessor's Part-Time Assistant/Data Collector is to receive \$12.00 per hour, Deputy Town Clerk is to receive \$12.00 per hour and the Court Clerk is to receive \$12.00 per hour effective January 1, 2012.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

RESOLUTION NO. 113 OF 2011

HIGHWAY EMPLOYEE WAGES SET

On a motion of Councilman M. Bush, seconded by Councilman Becker, the following resolution was adopted,

Be It Resolved, that the Deputy Hwy. Superintendent will receive \$16.70 per hour, MEO operators to receive \$16.50 per hour, Laborer to receive \$15.50 per hour, Part-time MEO operator with CDL License to receive \$16.50 per hour, Part-time Laborer to receive \$13.00 per hour.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

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RESOLUTION NO. 114 OF 2011

JUSTICES MONTHLY REPORTS

On a motion of Councilman M. Bush, seconded by Councilman R. Bush, the following resolution was adopted,

Be It Resolved; that the Justices monthly reports be approved as submitted.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

RESOLUTION NO. 115 OF 2011

DOG CONTROL OFFICER'S MONTHLY REPORT

On a motion of Councilman R. Bush, seconded by Councilman M. Bush, the following resolution was adopted,

Be It Resolved; that the Dog Control Officer's monthly report be approved as submitted.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

RESOLUTION NO. 116 OF 2011

SUPERVISOR'S MONTHLY REPORT

On a motion of Councilman Becker, seconded by Councilman Monnat, the following resolution was adopted,

Be It Resolved; that the Supervisor's monthly report be approved as submitted.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

AUDIT REQUEST

Supervisor Schneider contacted the New York State Comptroller's Office requesting an audit of his records at the end of his term of office. The State Comptroller's Office responded to the Supervisor's request as stated here. The comptroller's office is responsible for overseeing the fiscal affairs of approximately 10,000 units of government. "Because of the broad extent of our responsibilities and our limited resources, we use a risk-assessment process to help us decide where and when to direct our audit efforts". The information provided will be considered in that process as we plan future audits. Therefore, if the Town Board feels an audit of Supervisor Schneider's records is necessary, an independent contractor would be required.

CLOSE OF PUBLIC HEARING

There were no questions or comments by the public pertaining to the renewal of the New Bremen Fire Protection contract. Therefore, the public hearing was hereby closed at 4:23 p.m. by Supervisor Schneider.

RESOLUTION NO. 117 OF 2011

NEW BREMEN FIRE PROTECTION DISTRICT CONTRACT

On a motion of Councilman M. Bush, seconded by Councilman Becker, the following resolution was adopted,

BE IT RESOLVED; that the Town of New Bremen does hereby renew the agreement with the Croghan Volunteer Fire Department, Inc., and the Village of Croghan to furnish fire protection to the Town of New Bremen, known as the New Bremen Fire Protection District, and be it

FURTHER RESOLVED; that the Croghan Volunteer Fire Department, Inc. shall receive \$16,275.00 a year during the term of the contract, and be it

FURTHER RESOLVED; that the contract effective dates shall be from January 1, 2012 through December 31, 2013, unless terminated as per agreement.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

HUMANE SOCIETY

The Board reviewed the Lease Agreement for the Lewis County Humane Society. The Board suggested that section 11. Medical Treatment be changed to put a cap of \$50 on medical treatment spent. According to section 115 of the New York State Department of Ag & Markets Dog Control Officer and Shelter Manual, "any seized dog suffering from illness or injury must receive prompt treatment by a licensed veterinarian" and "payment of veterinary expenses is the responsibility of the seizing municipality. The municipality, not the veterinarian, must attempt to reclaim the fees from the dog owner". Therefore, a cap on the cost for medical treatment cannot be imposed. After discussion the following resolution was adopted.

RESOLUTION NO. 118 OF 2011

LEWIS COUNTY HUMANE SOCIETY LEASE AGREEMENT

On a motion of Councilman R. Bush, seconded by Councilman M. Bush, the following resolution was adopted,

BE IT RESOLVED; that the Town of New Bremen does hereby enter into an agreement with the Lewis County Humane Society for the sheltering of dogs effective January 1, 2012.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

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FUEL BID OPENING

The Town Clerk presented Proof of Publication in the Journal & Republican for sealed bids for Diesel Fuel and Regular Unleaded Gas. One bid was received and is as follows:

	<u>Diesel Fuel</u>	<u>Unleaded Gas</u>
Simpson Fuel	3.2504	2.8077

RESOLUTION NO. 119 OF 2011

FUEL PURCHASE FOR 2012 YEAR

On a motion of Councilman Becker, seconded by Councilman M. Bush, the following resolution was adopted,

Be It Resolved; to accept the fuel bid from Simpson Fuel for the year 2012.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

RESOLUTION NO. 120 OF 2011

COUNTY SNOW AND ICE CONTROL AGREEMENT

On a motion of Councilman R. Bush, seconded by Councilman Becker, the following resolution was adopted,

Whereas; the Board of Legislators of Lewis County adopted Resolution #438 in November of 2011 designating the improved roads of the County Road System of the County from which snow and ice should be removed there from, and

Whereas; the County Superintendent of Highways was authorized to enter into agreement with the Towns for the aforementioned purpose during the fiscal year of 2012 at the rates as specified in the Agreement, now therefore, be it

Resolved, that the Town Superintendent of Highways of the Town of New Bremen, Lewis County be and hereby is authorized and directed to enter into agreement with the County of Lewis to remove snow and ice from the improved County Road System as shown on the agreement filed in the Clerk's office.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

DOG ENUMERATION

Roger Burriss, Enumerator/Deputy DCO, gave an update on the dog enumeration. All dogs found unlicensed thus far have been licensed through the Town Clerk.

HEALTH INSURANCE

Supervisor Schneider questioned whether health insurance coverage should be limited to full time employees only. It was agreed that health insurance coverage should only be offered to full time employees as defined by the NYS Retirement System and per Town Board Resolution No. 74 of 2010. The monthly rate a current town employee pays towards their health insurance coverage is currently 16% and will remain the same for 2012. After discussion the following resolution was adopted.

RESOLUTION NO. 121 OF 2011

HEALTH INSURANCE COVERAGE

On a motion of Councilman Becker, seconded by Councilman R. Bush, the following resolution was adopted,

Be It Resolved; that effective January 1, 2012, health insurance coverage will only be offered to full time employees as defined by the NYS Retirement System and per standard work day schedule for elected officials adopted by the Town Board, Resolution No. 74 of 2010, and

Be It Further Resolved; that employee contribution for health insurance coverage will remain at 16% of the monthly premium for 2012; and

Be It Further Resolved; that the Employment and Liability Guidelines for Appointed Employees for the Town of New Bremen be updated as such.

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

RESOLUTION NO. 122 OF 2011

AUDIT OF CLAIMS & TRANSFERS

On a motion of Councilman Becker, seconded by Councilman Monnat, the following resolution was adopted,

Be It Resolved; that Supervisor Schneider is authorized and directed to pay the following amounts on Abstract #10 & #12 of 2011 in the following amounts and approve the transfers and any other transfers necessary to close the books at the end of the year.

General	Voucher #140 thru #154	\$1,715.69
Highway T-Wide	Voucher #135 thru #152	\$32,806.67
Highway T-Outside	Voucher #39	\$29,501.42

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Transfers

\$14,121.50 from Highway T-Wide Fund Balance to DA5130.2 - Equipment

\$29,501.42 from DB5110.1 Highway T-Outside to DB5112.4 - Contractual

\$171.10 from A1910.4 Unallocated Insurance to A1420.4 - Legal

\$20,000.00 from General Fund T-Wide to Equipment Reserve Fund

Ayes: Becker, Monnat, M. Bush, R. Bush, Schneider

Nays: None

The next regular meeting of the Town Board to be set at the organizational meeting in January.

With no further business, on a motion of Councilman Becker, seconded by Councilman R. Bush, the meeting was adjourned at 5:12 p.m. Carried unanimously.

Elizabeth B. Jones, Town Clerk