

REGULAR MEETING

December 8, 2014

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 8th day of December 2014.

Town Officer's Present: Peter J. Keys, Supervisor
David L. Becker, Councilman
Susan J. Sauer, Councilwoman
Joseph E. Aucter, Councilman
Donald W. Getman, Councilman
Jonathan M. Bush, Highway Superintendent
Elizabeth B. Jones, Clerk
Errol A. Aucter, Justice
Aimee L. Murphy, Deputy Clerk/Court Clerk

Attended by: Approximately 4 people

Supervisor Keys called the meeting to order at 6:03 p.m. with the Pledge to the Flag.

RESOLUTION NO. 135 OF 2014 APPROVAL OF MINUTES

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

RESOLVED, the minutes of the November 10, 2014 meeting are approved.

PRIVILEGE OF FLOOR

Ben Buell, New Bremen Fire Department Chief, stated the fire department would like to get back in to ice cutting on the pond and asked if they could store a couple snow blowers in the shed located on the beach. The Board doesn't have a problem with it, but told him to contact Robin Grunert, President of the NBCIA for a key and/or permission.

OPEN PUBLIC HEARING

The Public Hearing for the renewal of the Beaver Falls & Croghan Ambulance Contracts was declared open at 6:08 p.m. with the clerk presenting Proof of Publication in the Journal & Republican.

CLOSE PUBLIC HEARING

There were no questions or comments by the public pertaining to the renewal of the Ambulance Contracts. Therefore, the public hearing was hereby closed at 6:10 p.m. by Supervisor Keys.

(Regular Meeting of December 8, 2014 con't.)

**RESOLUTION NO. 136 OF 2014
AMBULANCE CONTRACTS**

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

WHEREAS, a public hearing was held and all persons who appeared were heard, now therefore be it

RESOLVED, that the Town Board of the Town of New Bremen hereby enters into agreement with the Beaver Falls Fire Department, Inc. and the Croghan Fire Department, Inc. for emergency and general Ambulance Service for the Town of New Bremen residents, and therefore be it further

RESOLVED, that the Beaver Falls Fire Department, Inc. shall receive \$8,000.00 per year and the Croghan Fire Department, Inc. is to receive \$10,000.00 and the Supervisor is authorized and directed to pay the above amounts from the General Fund on or before March 1, 2014 & 2015 and that the completed 2 year contracts will be filed in the Office of the Town Clerk.

**RESOLUTION NO. 137 OF 2014
BEAVER FALLS & CROGHAN LIBRARY CONTRACTS**

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

BE IT RESOLVED, that the Town Board of the Town of New Bremen hereby approves the contracts with the Croghan and Beaver Falls Libraries for 1 year periods, automatically renewed each year to complete a full 5 year contract, effective January 1, 2015 thru December 31, 2019, and be it

FURTHER RESOLVED; that for free library service to the Town of New Bremen residents, the Town of New Bremen will appropriate and pay to the Beaver Falls Library the sum of \$2,700.00 and the Croghan Library is to receive \$2,500.00 per year, for their services as specified in the complete contracts on file in the Town Clerk's Office and at the Beaver Falls and Croghan Libraries.

**RESOLUTION NO. 138 OF 2014
TOWN CLERK'S MONTHLY REPORT**

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

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

**RESOLUTION NO. 139 OF 2014
COUNTY SNOW AND ICE CONTROL AGREEMENT**

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

WHEREAS, the Board of Legislators of Lewis County adopted Resolution #445 on December 2, 2014 designating the improved roads of the County Road System of the County from which snow and ice should be removed there from, and

(Regular Meeting of December 8, 2014 con't.)

WHEREAS, the County Superintendent of Highways was authorized to enter into agreement with the Towns for the aforementioned purpose during the fiscal year of 2015 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.

**RESOLUTION NO. 140 OF 2014
AGREEMENT FOR THE EXPENDITURE OF HIGHWAY MONEYS**

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

RESOLVED, Pursuant to the provisions of Section 284 of the Highway Law we agree that moneys levied and collected in the Town for the repair and improvement of highways, shall be expended as follows:

General Repairs. The sum of \$304,000.00 shall be set aside to be expended for primary work and general repairs upon 64.65 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof.

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	2.6444	2.4777

**RESOLUTION NO. 141 OF 2014
FUEL PURCHASE FOR 2015 YEAR**

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

RESOLVED, the Town Board accepts the fuel bid from Simpson Fuel for the year 2015.

HIGHWAY SUPERINTENDENT

Superintendent Bush requested a transfer of the remaining fund balance for General Repairs – Personal Services - DB5110.1 to Snow Removal Personal Services - DA5142.1. After discussion the following resolution was presented.

(Regular Meeting of December 8, 2014 con't.)

**RESOLUTION NO. 142 OF 2014
TRANSFER OF FUNDS**

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

RESOLVED, that Supervisor Keys is authorized to transfer the remaining balance in DB5110.1 – General Repairs – Personal Services Fund to DA5142.1 – Snow Removal – Personal Services Fund.

QUOTE FOR NEW TANDEM

Superintendent Bush submitted copies of a quote from Stadium International Trucks for a new 2016 International 7600 Tandem Dump Truck equipped with plow, etc. The Board reviewed and will discuss further after the first of the year.

**RESOLUTION NO. 143 OF 2014
JUSTICES MONTHLY REPORTS**

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

RESOLVED, the Justices monthly reports are approved as submitted.

**RESOLUTION NO. 144 OF 2014
DOG CONTROL OFFICER'S QUARTERLY REPORT**

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

RESOLVED, the DCO's quarterly report is approved as submitted.

RESIGNATION

The Clerk received a letter of resignation from Dog Control Officer, Lindsay Burriss for herself and her Deputy Roger Burriss, effective January 1, 2015.

DCO

Upon receipt of the DCO's resignation, an ad was placed in the J & R for the position. No resumes have been received as of yet. Clerk Jones stated that Robert Pinkham, Data Collector, may be interested in the position, but does not have a vehicle to perform DCO duties. Discussed the possibility of using the 2007 Pickup for the DCO and possibly sharing services with other Towns. Supervisor Keys will discuss further with Mr. Pinkham and Clerk Jones will email surrounding Towns.

HEALTH INSURANCE

Supervisor Keys stated enrollment is complete for the new health insurance plans and an account has been opened for the health insurance reimbursement fund.

TRANSFER OF FUNDS

Supervisor Keys asked for permission to transfer funds to pay for the new 1 Ton Dump Truck and Plow. After discussion, the following resolution was presented.

**RESOLUTION NO. 145 OF 2014
TRANSFER OF FUNDS**

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

RESOLVED, that Supervisor Keys is authorized to transfer \$9,500.00 from A1990.4 – Contingent Fund and \$1,320.00 from A1420.4 – Legal Services to DA5130.2 – Machinery Equipment Fund.

ZONING BOARD

The Zoning Board of Appeals still has two (2) vacancies.

PLANNING BOARD

Samuel Yancey's term of office on the Planning Board ends 12/31/14. After discussion, the following resolution was presented.

**RESOLUTION NO. 146 OF 2014
APPOINTMENT TO PLANNING BOARD**

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

WHEREAS, the office of Planning Board Member held by Samuel Yancey, expires on December 31, 2014, now therefore

BE IT RESOLVED, that Samuel Yancey is hereby reappointed as a Planning Board Member for a 5 year term effective 1/1/15 thru 12/31/2019. Following is a listing of Planning Board members with their terms.

Randy Aucter – 6/1/10 to 12/31/15
Sheila Buckingham – 6/10/13 to 12/31/16
Thomas Schantz – 9/9/13 to 12/31/17
Steve Brooks – 3/10/14 to 12/31/18
Samuel Yancey – 1/1/15 to 12/31/19

NO. 3 WATER DISTRICT

Water Commissioner, Gwenda Segovis' term of office ends on 12/31/14. After discussion, the following resolution was presented.

(Regular Meeting of December 8, 2014 con't.)

**RESOLUTION NO. 147 OF 2014
WATER COMMISSIONER REAPPOINTMENT FOR
NO. 3 WATER DISTRICT**

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

WHEREAS, the office of Water Commissioner for the No. 3 Water District held by Gwenda Segovis, expires on December 31, 2014, 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 1/1/15 thru 12/31/2017.

WAGES

There was discussion pertaining to wages for the highway employees and appointed officials for 2015. After discussion, the following resolution was presented.

**RESOLUTION NO. 148 OF 2014
HIGHWAY EMPLOYEE AND APPOINTED OFFICIALS WAGES SET**

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

BE IT RESOLVED, that the Deputy Hwy. Superintendent will receive \$17.75 per hour, MEO operators to receive \$17.25 per hour, Laborer to receive \$16.25 per hour, New Hires to receive \$15.25 per hour (until 6 mos. Probationary period is met and can be waived depending on part-time experience with the Town), Part-time MEO operator with CDL License to receive \$17.25 per hour, Part-time Laborer to receive \$13.75 per hour.

BE IT FURTHER RESOLVED, that the Deputy Town Clerk is to receive \$12.50 per hour, the Court Clerk is to receive \$12.75 per hour and Data Collector/Assessor's Assistant to receive \$12.50 per hour effective January 1, 2015.

APPOINTMENTS

Assessor Ball would like Robert Pinkham reappointed as his Part-Time Clerk/Data Collector and the Justices would like Aimee L. Murphy reappointed as Court Clerk. After discussion, the following resolution was presented.

**RESOLUTION NO. 149 OF 2014
APPOINTMENTS**

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

RESOLVED, that Robert Pinkham is hereby appointed as the Assessor's Part-Time Clerk/Data Collector for a 1 yr. term and Aimee L. Murphy is hereby appointed as Court Clerk for a 1 year term.

(Regular Meeting of December 8, 2014 con't.)

**RESOLUTION NO. 150 OF 2014
MILEAGE REIMBURSEMENT RATE**

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

RESOLVED, the mileage reimbursement rate will be the same rate as the federal/state government.

**RESOLUTION NO. 151 OF 2014
MEETING DATES, TIME & PLACE SET**

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

RESOLVED, the regular Town Board Meetings will be held on the second Monday of the Month at 6:00 p.m. at the Town Municipal Office Building.

**RESOLUTION NO. 152 OF 2014
OFFICIAL NEWSPAPER**

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

RESOLVED, the Official Newspaper will be the Journal & Republican.

**RESOLUTION NO. 153 OF 2014
BANK DESIGNATION**

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

RESOLVED, the Bank Designation will be at Community Bank in Lowville.

CEMETERY

Supervisor Keys opened a "cemetery" account at Community Bank and deposited the check submitted by the New Bremen Rural Cemetery Board. No further information has been received from Attorney Farley. He will be contacted to see what the next step is for the take over of the cemetery by the Town.

**RESOLUTION NO. 154 OF 2014
SUPERVISOR'S MONTHLY REPORT**

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

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

(Regular Meeting of December 8, 2014 con't.)

Councilwoman Sauer asked what was going to be done with several accounts in the General Fund that are over the set budgeted amount – Deputy Town Clerk, Assessor's Equipment and Central Communications. Supervisor Keys stated that transfers will be made at the end of the year, with surplus monies. He also stated we are physically sound. After discussion, no action taken.

**RESOLUTION NO. 155 OF 2014
AUDIT OF CLAIMS**

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

RESOLVED, that Supervisor Keys is authorized and directed to pay the following amounts on Abstract #10 & #12 of 2014 in the following amounts.

General	Voucher #157 thru #167	\$1,213.07
Highway T-Wide	Voucher #127 thru #137	\$14,779.07
Highway T-Outside	Voucher #33 thru # 37	\$46,203.55

TRANSFER OF FUNDS

Supervisor Keys asked for permission to transfer funds to the "Insurance Reimbursement Fund Bank Account" to partially fund health insurance benefits for employees that will be automatically drawn from the account. After discussion, the following resolution was presented.

**RESOLUTION NO. 156 OF 2014
TRANSFER OF FUNDS**

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

RESOLVED, that Supervisor Keys is authorized to transfer \$2,000.00 from A9060.8 – Health Insurance, \$2,000.00 from DA9060.8 – Health Insurance and \$2,000.00 from DB9060.8 – Health Insurance to the "Health Insurance Reimbursement Fund Bank Account"

YEAR END MEETING

The Town Board will hold an end of the year meeting on Monday, December 29, 2014 at 6 p.m. at the Town Municipal Office Building to conduct end of the year business.

**RESOLUTION NO. 157 OF 2014
DONALD W. GETMAN
THANK YOU FOR YOUR SERVICE TO THE TOWN OF NEW BREMEN**

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

WHEREAS, he served the Town of New Bremen with great distinction since February 2, 2014, and

WHEREAS, his genuine concern for the well-being of the Town of New Bremen, employees and members of the Town Board reflected his unabiding respect for his colleagues, and

WHEREAS, throughout his time of service, Don has served the people of this town with fairness and dedication, and therefore be it

RESOLVED, that we, the Members of the Town Board, do hereby extend to Donald W. Getman our sincere and grateful appreciation for his service to the Town of New Bremen, and our best wishes to him for continued success, happiness, and good health in the years to come.

LANDFILL

An employee of the Adirondack International Speedway inquired about purchasing the “old” landfill property on the Artz Road. Need to check with the DEC to be sure the property can be sold.

COUNTY UPDATE

Legislator Moser gave a brief report of on goings at the County level.

The next meeting of the Town Board of the Town of New Bremen will be held on January 12, 2015 at 6:00 p.m. at the Town Municipal Office Building.

With no further business, on a motion of Councilman Becker, seconded by Councilwoman Sauer, the meeting was adjourned at 8:06 p.m. Carried unanimously.

Elizabeth B. Jones, RMC
Town Clerk/Tax Collector

DRAFT