

REGULAR MEETING  
June 12, 2023

**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 12<sup>th</sup> day of June 2023.

Town Officer's Present: Peter J. Keys, Supervisor  
Joseph E. Aucter, Councilman  
Casandra M. Buell, Councilwoman  
Alexis L. Lyndaker, Councilwoman  
Thomas J. Schantz, Councilman  
Douglas E. Herzig II, Hwy. Superintendent  
Elizabeth B. Jones, Clerk

Also present: Robert Boliver, BFWC, Bill Mueller, Joanne Dicob

Supervisor Keys called the meeting to order at 6:30 p.m. with the Pledge to the Flag.

**RESOLUTION NO. 43 OF 2023**  
**APPROVAL OF MINUTES**

On a motion of Councilman Aucter, seconded by Councilman Schantz, the following resolution was  
ADOPTED Ayes 5 Aucter, Buell, Lyndaker, Schantz, Keys Nays 0

RESOLVED, the minutes of the May 8, 2023 meeting are approved.

**FLOOR**

Supervisor Keys opened the floor to Robert Boliver, Water Commissioner for the Beaver Falls Water Corporation (BFWC). The BFWC is looking for \$40,000 of the ARPA funding the Town of New Bremen received, to help offset the cost of replacing the water main on the Cut Off Road.

Project Description: Replacing approximately 900' of aged 2" diameter main with a new 6" HDPE main capable of fire protection and 9 service laterals to feed the residents. The 2" main was originally installed by a private homeowner and fed half as many homes as it does currently. The main is drastically undersized and without replacement any further development would be prohibited. Low bid came in at \$224,087 and 30% over their projected construction budget. They will be rebidding the project in hopes of receiving a lower bid for the project.

Discussion – Supervisor Keys stated there are some ARPA funds left after the towns building upgrade project, but recently discovered that the garage/municipal building is in need of a new roof due to leaks and rusted nails pulling through the tin. He feels our building upgrades and repairs should take precedence.

Mr. Boliver stated the water corporation feels slighted in not receiving any ARPA funds from the federal government. Town of Croghan offered \$10,000 towards the project, but they have not asked the county for assistance.

The Board would like a month to research our funds and get an approximate cost for a new roof, wait for new bid pricing for the BFWC water main project and will discuss further at that time.

Mr. Boliver left the meeting at 6:47 p.m.

**BRAC 1**

Don Mooney formally submitted his resignation as our representative on the Beaver River Advisory Council. He also represented Croghan and Watson. Bill Mueller is interested in filling that council seat and representing the three towns. He gave a brief overview of what the council assists with and the available funding for projects located along the river such as docks, playgrounds, culverts etc. After discussion, the following resolution was presented.

**RESOLUTION NO. 44 OF 2023  
BEAVER RIVER ADVISORY COUNCIL**

On a motion of Councilman Aucter, seconded by Councilwoman Lyndaker, the following resolution was  
ADOPTED Ayes 5 Aucter, Buell, Lyndaker, Schantz, Keys Nays 0

RESOLVED, to accept the resignation of Donald A. Mooney on the Beaver River Advisory Council (BRAC 1), and to appoint Bill Mueller as our member designee and otherwise act on our behalf and represent us on the Council from June 12, 2023 until replaced.

Mr. Mueller left the meeting at 6:58 p.m.

**COUNCIL REPORTS**

Councilman Aucter reported on the following:

1. Court – article on newzjunkie pertaining to possible changes to town justice requirements, and would like the board to read the article.
2. State Real Property Tax Law – discussed the real property tax exemption for volunteer firefighters and volunteer ambulance service workers; effective in December of 2022. More information is needed before proceeding with granting said exemption.

Councilwoman Buell reported on the following:

1. Children at Play Sign – received several complaints within the last few weeks, requesting the highway department install children at play signs/flashing lights on a section of the Wagner road due to high volumes of traffic at high speeds and children playing in the area. Highway Superintendent Herzig contacted the county highway department raising the question of liability with such signs. Mr. Herzig will research further and report to the board with his findings.
2. NBCIA – reached out to Robin Houppert with no response; no further developments. Discussion followed how to proceed. The Board would like Attorney Farley to attend the meeting in July to discuss further. Councilman Aucter will try contacting President Houppert also.
3. Solar – working on updating some language in the towns solar law to protect against upcoming solar developments which could have severe negative impacts on the land and our environment.

**RESOLUTION NO. 45 OF 2023  
TOWN CLERK MONTHLY REPORT**

On a motion of Councilwoman Buell, seconded by Councilman Aucter, the following resolution was  
ADOPTED Ayes 5 Aucter, Buell, Lyndaker, Schantz, Keys Nays 0

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

**RESOLUTION NO. 46 OF 2023  
TAX COLLECTOR MONTHLY REPORT**

On a motion of Councilwoman Lyndaker, seconded by Councilman Schantz, the following resolution was  
ADOPTED Ayes 5 Aucter, Buell, Lyndaker, Schantz, Keys Nays 0

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

**CLERK SUMMER HOURS**

Clerk Jones stated her summer office hours are now in effect as follows: Monday through Thursday 10 am to 4 pm, closed Friday.

**HIGHWAY SUPERINTENDENT**

Highway Superintendent Herzig reported on the following:

1. Fire Alarm Inspection - completed with all in good order.
2. Brandon Atwood - back to work with some restrictions.
3. Power Line Projects – seeing some road damage from their heavy equipment. Spoke with a project representative and they will cover damages on all roads effected.



**RESOLUTION NO. 51 OF 2023  
AUDIT OF CLAIMS**

On a motion of Councilman Aucter, seconded by Councilman Schantz, the following resolution was  
ADOPTED Ayes 5 Aucter, Buell, Lyndaker, Schantz, Keys Nays 0

RESOLVED, that the bills contained on Abstract #6 have been reviewed by the Town Board and are authorized for payment in the following amounts. The report of prior to audit payments for insurance, utilities and comptroller fees for justice court was also reviewed and approved.

General	Voucher #71 thru #85	\$14,497.18
Highway T-Wide	Voucher #61 thru #70	\$5,865.26
Highway T-Outside	Voucher #9 thru #11	\$23,405.40
H. Insurance - \$10,269.77		
Utilities - \$1,221.80		
Comptroller - \$1,055.00		

The next meeting of the Town Board of the Town of New Bremen will be held on July 10, 2023 at 6:30 p.m. at the Town Municipal Office Building.

With no further business, on a motion of Councilman Aucter, seconded by Councilwoman Lyndaker, the meeting was adjourned at 8:47 p.m. Carried unanimously.

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Respectfully Submitted  
Elizabeth B. Jones, RMC  
Town Clerk/Tax Collector