

REGULAR MEETING

October 13, 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 13th day of October 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, Town Justice
Aimee L. Murphy, Court Clerk/Deputy Town Clerk

Attended by: Approximately 4 people

Supervisor Keys called the meeting to order at 6:04 p.m. with the Pledge to the Flag.

RESOLUTION NO. 113 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 September 8, 22nd and 30th and October 6, 2014 meetings are approved.

PRIVILEGE OF FLOOR

Bryan Moser asked why the newly oiled and stoned Mattis Rd. was swept. "Isn't there a concern of warranty"? Highway Superintendent Bush stated there were complaints of dust; he was also concerned whether the road work would still be covered under the warranty and he had been in contact with the paving company. The complainants did not care about the warranty and he feels he handled the situation the best he could.

OPEN PUBLIC HEARING

The Public Hearing for proposed Local Law No. 2 of 2014 – A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-c was declared open at 6:06 p.m. with Proof of Publication in the Journal & Republican being acknowledged.

CLOSE OF PUBLIC HEARING

There were no questions or comments by the public. Therefore, the public hearing was hereby closed at 6:08 p.m. After discussion the following resolution was presented.

(Regular Meeting of October 13, 2014 con't.)

**RESOLUTION NO. 114 OF 2014
ADOPTING LOCAL LAW NO. 2 OF 2014
TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-C**

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

WHEREAS, the Town Board of the Town of New Bremen has worked diligently to prepare the Town Budget for 2015; and

WHEREAS, said budget could possibly necessitate an increase in the 2015 Town of New Bremen tax rate to be greater than the two percent (2%) allowed under the "tax levy limit" as defined by General Municipal Law Section 3-c.; now, therefore, be it

RESOLVED, that the Board of the Town of New Bremen hereby does adopt Local Law No. 2 of 2014: A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-c.

COUNCIL REPORTS

Councilwoman Sauer stated that the Community Service Days through the Beaver River Central School were postponed due to weather; and that she attended the solar energy workshop.

**RESOLUTION NO. 115 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.

HIGHWAY

Superintendent Bush gave an update on the purchase of the pay loader and the 1 ton pickup.

AUDIT

Supervisor Keys received a letter from the Unified Court System requesting copies of the Justice's 2013 annual audit reports and resolution of adoption by the Board. Clerk Jones will prepare copies and forward to the Unified Court System.

**RESOLUTION NO. 116 OF 2014
JUSTICES MONTHLY REPORTS**

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, the Justices monthly reports are approved as submitted.

COUNTY UPDATE

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

ASSESSOR'S OFFICE

Assessor Ball submitted a quote to the Board from Dale Virkler of Virkler Construction, to renovate the desk/counter space in his office. Quote is for \$325.00. After discussion the following resolution was presented.

RESOLUTION NO. 117 OF 2014 RENOVATION OF ASSESSOR'S OFFICE

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

RESOLVED, the Board accepts the quote submitted by Virkler Construction for renovations to the Assessor's Office for \$325.00.

SUPERVISOR

Supervisor Keys received a letter of interest from Attorney, Kevin McArdle to provide legal services for the Town of New Bremen. Supervisor Keys will ask Attorney McArdle to forward a fee schedule.

TOWN CREDIT CARD

Supervisor Keys applied for a Town Business Credit Card through Community Bank and has received it. Clerk Jones suggested adopting a "Credit Card Use Policy" to control its use. She will have example policies for the next regular meeting.

RESOLUTION NO. 118 OF 2014 REAL PROPERTY TAX EXEMPTIONS FOR 2015

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

RESOLVED, that the Aged, Business and Veterans Real Property Tax Exemptions are to remain the same for the 2015 year for the Town of New Bremen. Copy of said exemption listing is recorded at the end of these minutes.

HEALTH INSURANCE

Supervisor Keys stated there will be a health insurance presentation, by Brown & Brown Utica-Rome Insurance, for insured employees on Thursday, October 16, 2014 at 6:30 p.m.

TRANSFER OF FUNDS

Supervisor Keys asked for permission to transfer funds to pay for the new pay loader. After discussion the following resolution was presented.

(Regular Meeting of October 13, 2014 con't.)

**RESOLUTION NO. 119 OF 2014
TRANSFER OF FUNDS**

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

RESOLVED, that Supervisor Keys is authorized to transfer \$137,000.00 from A2665 – Sale of Equipment Fund to DA5130.2 – Machinery Equipment Fund.

CHIPS

Supervisor Keys reported there was a problem with the CHIPS reimbursement. Highway Superintendent Bush filed all necessary paperwork with the NYS Dept. of Transportations CHIPS coordinator, but some of the paperwork was lost at the state level and Mr. Bush had to resubmit it for reimbursement. Payment will not be received until December.

**RESOLUTION NO. 120 OF 2014
SUPERVISOR'S MONTHLY REPORT**

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 Supervisor's monthly report is approved as submitted.

**RESOLUTION NO. 121 OF 2014
AUDIT OF CLAIMS**

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 and directed to pay the following amounts on Abstract #8 & #10 of 2014 in the following amounts.

General	Voucher #136 thru #150	\$4,540.30
Highway T-Wide	Voucher #104 thru #113	\$146,799.17
Highway T-Outside	Voucher #23 thru #26	\$41,597.08

**RESOLUTION NO. 122 OF 2014
EXECUTIVE SESSION**

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

RESOLVED, to move into Executive Session at 6:54 p.m. to discuss pending litigation with Iroquois Gas.

