

REGULAR MEETING
October 12, 2015

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 12th day of October 2015.

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

Attended by: Approximately 6 people

Supervisor Keys called the meeting to order at 6:01 p.m. with the Pledge to the Flag.

**RESOLUTION NO. 98 OF 2015
APPROVAL OF MINUTES**

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

RESOLVED, the minutes of the September 14, 2015 meeting are approved.

OPEN PUBLIC HEARING

The Public Hearing for proposed Local Law No. 1 of 2015 – A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-c was declared open at 6:02 p.m. by Supervisor Keys with proof of Publication in the Journal & Republican being acknowledged.

CLOSE OF PUBLIC HEARING

Discussed whether the local law would have to be rescinded if the Board does not go over the tax cap. Will contact Attorney Farley for more information on the proper procedure. There were no questions or comments by the public; therefore, the public hearing was hereby closed at 6:05 p.m by Supervisor Keys. After discussion, the following resolution was presented.

**RESOLUTION NO. 99 OF 2015
ADOPTING LOCAL LAW NO. 1 OF 2015
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, Brooks, Keys Nays 0

WHEREAS, the Town Board of the Town of New Bremen has worked diligently to prepare the Town Budget for 2016; and

(Regular Meeting of October 12, 2015 con't.)

WHEREAS, said budget could possibly necessitate an increase in the 2016 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. 1 of 2015: A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-c.

COUNCIL REPORTS

Councilman Becker received a phone call from Carolyn Schneider pertaining to the news piece on Channel 7 News about the community service day at the New Bremen Rural Cemetery. She was not pleased with the way it was handled.

Councilman Aucter suggested tabling the dog control law issue at this time due to negotiations with DCO, Justin Hall for the upcoming year and of the possibility the County assuming Dog Control responsibilities.

Supervisor Keys questioned whether or not the procedure for mailing notices etc., should be incorporated into the Dog Control Law. Clerk Jones submitted samples of “original, renewal and delinquent” dog license notices and explained the procedure for licensing and renewing dog licenses. No action taken.

Councilman Brooks reported that the community service day at the New Bremen Rural Cemetery went well. The students of BRCS did a fantastic job and Channel 7 News did a piece on it. They also picked up trash on the Deveines and Artz Roads, cleaned the park and fit trails and worked at the New Bremen Fire Hall. Supervisor Keys suggested a thank you letter be sent to the students and school for their support and hard work. Councilman Brooks will send a letter.

Councilman Brooks also stated the grant for fencing for the New Bremen Rural Cemetery is complete and has been sent to the NYS Department of Cemeteries for consideration.

RESOLUTION NO. 100 OF 2015 TOWN CLERK’S MONTHLY REPORT

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

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

RESOLUTION NO. 101 OF 2015 JUSTICES MONTHLY REPORTS

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

RESOLVED, the Justices monthly reports are approved as submitted.

JURY TRIAL

Aimee Murphy, Court Clerk, stated there will be a jury trial on November 30, 2015 during the day and invited the Board to sit in on the proceedings.

DCO

Supervisor Keys received a DCO inspection report from the NYS Department of Ag & Markets and found all was satisfactory.

Justin Hall, DCO submitted two (2) proposals pertaining to his duties and compensation for being DCO. He also sent it to eleven (11) other townships within Lewis County. Supervisor Keys spoke with Randy Schell, Town of Lowville Supervisor, and he is leaning towards proposal number two. The Board will review further and discuss at the budget workshop meeting.

COUNTY UPDATE

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

ZONING

Supervisor Keys stated that Mr. Cady is making progress on the cleanup of his property, but he was unable to contact Attorney Farley to discuss the situation further and is hoping to have more information for the November meeting.

SEARCH AND RESCUE

Lewis County Search and Rescue, Inc. sent a letter asking the Board for their support in filing for an Expansion Application for a Certificate of Need to Operate an Ambulance Service. The Croghan Ambulance will be ending and the LCSR will be taking over. They will man the Croghan Fire Station for 12 hours per day M-F and will have a Level 3 Responder on site. Councilman Aucter spoke with Richard Knight of the Croghan Volunteer Fire Dept., he was unable to attend tonight's meeting, but will ask if he is willing to come to the October 19th meeting to explain the situation further. After discussion, the following resolution was presented.

**RESOLUTION NO. 102 OF 2015
IN SUPPORT OF LEWIS CO. SEARCH AND RESCUE, INC. AND THEIR
EXPANSION APPLICATION FOR A CERTIFICATE OF NEED
TO OPERATE AN AMUBLANCE SERVICE**

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

WHEREAS, the Lewis County Search and Rescue, Inc. is applying to the North Country Regional EMS Council and the New York State Department of Health for an Expansion of its Certificate of Need ("CON") to operate an ambulance service within the entirety of Lewis County, and

WHEREAS, in order to secure a CON for the entirety of Lewis County, Lewis County Search and Rescue, Inc. must demonstrate the existence of a Public Need for a new ambulance service, and now therefore be it

RESOLVED, the Town Board of the Town of New Bremen feels there is a public need for a new ambulance service and would be in the best interest for the citizens of the Town of New Bremen and Lewis County, New York, and be it further

RESOLVED, the Town Board of the Town of New Bremen hereby supports the Lewis County Search and Rescue, Inc. in their application for a Certificate of Need to Operate an Ambulance Service.



**RESOLUTION NO. 103 OF 2015
SUPERVISOR'S MONTHLY REPORT**

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

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

**RESOLUTION NO. 104 OF 2015
AUDIT OF CLAIMS**

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

RESOLVED, that Supervisor Keys is authorized and directed to pay the following amounts on Abstract #9 & #10 of 2015 in the following amounts.

General	Voucher #122 thru #131	\$1,743.12
Highway T-Wide	Voucher #97 thru #102	\$1,175.24
Highway T-Outside	Voucher #22 thru #23	\$24,250.08

BUDGET WORKSHOPS

Supervisor Keys reminded the Board of the Budget Workshop Meetings to be held on October 19, 2015 at 6 p.m. and October 26, 2015 at 6:30 p.m. (if needed).

The next meeting of the Town Board of the Town of New Bremen will be held on November 9, 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 6:53 p.m. Carried unanimously.

Elizabeth B. Jones, RMC
Town Clerk/Tax Collector