

REGULAR TOWN BOARD MEETING

JULY 26, 2016

The Town Board of the Town of Conklin held a Regular Town Board Meeting at 6:00 p.m. on July 26, 2016, at the Conklin Town Hall. Supervisor James E. Finch called the meeting to order and led the Pledge of Allegiance to the United States.

PRESENT: Town Board Members	Bullock, Boyle, Dumian, Francisco, Finch
Town Counsel	Cheryl Sacco
Deputy Town Clerk	Elizabeth Einstein
Public Works Superintendent	Tom DeLamarter
Highway Superintendent	Brian Coddington
Assistant to the Supervisor	Lisa Houston
Code Enforcement Officer	Ron Lake
Zoning Board of Appeals	Tom Kelly

GUESTS:

John Colley
Laurie Francisco
Gary Whistle/Whistle Design
Rosemary Whistle
Jeanne M. Osenbaugh
James P. Matthews
Carol M. Matthews
Gino Giammarino
James Daniels
Linda Potenzino
Larry Moran
Jeff Fisk
Stacey Duncan – The Agency-Broome County Industrial Development Agency
Michael Boland
Kathy Saunders
Mark Saunders

MINUTES: JUNE 14, 2016, REGULAR BOARD MEETING

The Supervisor asked if there were any changes or corrections to the minutes of the June 14th, 2016 meeting. Councilman William Dumian, Jr. said he would like a clarification to those minutes. Mr. Dumian said, “There was a discussion regarding the dam and the water backup down at JiMay’s Flea Market. I just want it noted that I did say that has to be relieved. They are not allowed to continue or keep that dam in place when there are heavy rains. The state DEC has come in and told them many times they do relieve that dam when a situation arises.”

The Supervisor said Mr. Dumian is referring to the wall dam between two properties. Supervisor Finch added, “The DEC came in and you made mention that the sandbags under the drainage pipe were a band-aid effect. It’s not. It is a permanent thing and they agreed to pump more often.” He said they have to set up a schedule for the DEC to pump the tanks on a regular basis.”

Mr. Dumian replied, “You are talking about Masciarelli, correct?” Mr. Finch replied, “Yes.”

Mr. Francisco moved to approve the June 14, 2016 Regular Minutes with the clarification requested by Mr. Dumian.

Seconded by Mr. Bullock

VOTE: Bullock—Yes, Boyle—Yes, Dumian—Yes, Francisco—Yes, Finch—Yes.

Motion passed unanimously.

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CORRESPONDENCE:

Mr. Finch acknowledged receipt of correspondence from Renee Hauss resigning from the position of Zoning Board Secretary; Marcus J. Molinaro, Dutchess County Executive regarding "Think DIFFERENTLY" initiative; the ISO Public Protection Classification Program (PPC) supplier of data and analytics for the property/casualty insurance industry, a quote from Butch's Painting, Binghamton, NY, and James D. Dadamino, Director of Broome County Government Security Division regarding the town's contract for dog shelter services.

REPORT: TOWN CLERK

Refer to written report.

REPORT: CODE ENFORCEMENT:

Refer to written report.

REPORT: SUPERVISOR'S REPORT

Refer to written report.

PUBLIC HEARING
TO RECEIVE INPUT REGARDING REQUEST FOR SPECIAL USE PERMIT
/BLUESTONE EXPLORATION/NICHOLAS GIAMMARINO/
JN GIAMMARINO CONSTRUCTION

PRESENT: Same as on page one.

Notice of Public Hearing having been duly advertised, Supervisor Finch opened the Public Hearing at 6:05 P.M. requesting a Special Use Permit for Bluestone Exploration by Nicholas Giammarino/JN Giammarino Construction. Attorney Cheryl Sacco invited Larry Moran of Giammarino Construction to come to the front and address the request.

Mr. Finch said the DEC has already approved the permit but input from the hearing allows the Town to address concerns related to the project. Mr. Moran said the use is for one year on the property owned by the Saunders. Work has already begun on the site. Mr. Finch said the entry road to the quarry has been used previously and the same restrictions will apply for the Giammarino exploration project: a lockable gate has to be placed at the entry off Route 29, (Conklin Code Enforcement will enforce this); crushed stone will need to be placed at the entry to cut down on dust, and the road should be kept clean from mud and debris. Mr. Francisco asked for the hours of operation. Mr. Moran said the hours of operation would be from 6 a.m. to 6 p.m. Monday-Saturday. They did not expect any heavy truck traffic on Saturdays, only pickup trucks. Moran said that Fox Engineering out of New Milford is the engineer for the project. Mr. Finch said Fox Engineering is familiar with the restrictions. Moran was reminded by the Board to pay close attention to property boundary lines. Giammarino will be working one acre of land and must follow reclamation requirements.

There were no public comments and Supervisor Finch closed the public hearing at 6:15 P.M.

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Sacco said that the 239 Form was submitted to Broome County and the BC Planning Department has not identified any significant impacts. The recommendations from the County include:

- The Town Board should insure that any special use permit conditions are incorporated into the DEC permit and that town concerns are addressed.
- The application should address coverage of the haul materials during truck transport.
- The application should address whether the blast noise and vibration mitigation technology will be used during blasting obligations. (Mr. Finch said they have to use a warning whistle when blasting is allowed between 9 a.m. and 4 p.m., Monday - Friday. No blasting on Saturday.)
- Other suggestions are determined to fall under DEC enforcement.

The attorney said the one-acre project qualifies as a Type I action requiring a SEQRA review and the Short Environmental Assessment Form must be completed by the Board. The Board proceeded with the review, finding only small to minor environmental impacts of concern.

RESO 2016-98: APPROVE A SPECIAL USE PERMIT ON A PORTION OF TAX
MAP No. 227.00-1-14

PRESENT: Supervisor James E. Finch
Councilman Gary D. Bullock
Councilman Charles Francisco
Councilman William Dumian, Jr.
Councilman Dell Boyle

ABSENT:

Offered By: Mr. Gary Bullock. **Seconded By:** Mr. William Dumian Jr.

The Town Board (hereafter “Town Board”) of the Town of Conklin (hereafter “Town”), duly convened in regular session, does hereby resolve as follows:

WHEREAS, the Conklin Town Board held a public hearing at the Conklin Town Hall, 1271 Conklin Road in said Town, on July 26, 2016, on an application submitted by Nicholas Giammarino/JN Giammarino Construction for Bluestone Exploration Authorization, which requires a special use permit, and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town, and posted on the Town Clerk’s signboard; and

WHEREAS, said public hearing was duly held at 6:05 p.m. on July 26, 2016, and all parties in attendance were permitted an opportunity to speak on behalf of, or in opposition to the applications, or any part thereof; and

WHEREAS, pursuant to Section 140-95 (5) of the Town Code, the issuance of a special permit shall be within the discretion of the Town Board, which shall take into account the totality of the factors and considerations set forth in Section 140-95 (4). A negative finding by the Town Board shall not prevent the issuance of a special permit, except that the Town Board shall condition any special permit issued on the approval of the NYSDEC for the proposed activity; and

WHEREAS, pursuant to the State Environmental Quality Review Act (SEQRA”), it has been determined by the Town Board that the issuance of a special use permit constitutes an Unlisted Action, as defined under said regulations; and

WHEREAS, the Conklin Town Board, after due deliberation, finds it in the best interest of the Town to approve the application for a special use permit.

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NOW, THEREFORE, BE IT RESOLVED, that the Town Board has considered the possible environmental impacts of the special use permit and determined it will not have a significant adverse impact on the environment, and adopts a negative declaration with respect to the same.

BE IT FURTHER RESOLVED, that this resolution will take effect immediately.

CERTIFICATION

I, Sherrie L. Jacobs, do hereby certify that I am the Town Clerk of the Town of Conklin and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Conklin at a meeting thereof held at the Conklin Town Hall, 1271 Conklin Road, Conklin, New York, on July 26, 2016. Said resolution was adopted by the following roll call vote:

Supervisor James E. Finch	YES
Councilman Gary D. Bullock	YES
Councilman Charles Francisco	YES
Councilman William Dumian, Jr.	YES
Councilman Dell Boyle	YES

Dated: July 26, 2016 -- Motion passed unanimously

Town of Conklin Seal _____

Sherrie L. Jacobs, Town Clerk of the Town of Conklin

REPORT: WATER & SEWER DEPARTMENT

In addition to his written report, Mr. DeLamarter gave an update on Well 5 & Well 6. He said Cresswell did not have a big enough crane to address the problem at Well 6.. If Well 5 went down there would be a crisis so he hired a Cortland company, W 20 Training & Service Group, to bring in a crane and pull the motor and pump at Well 6. The bearings were bad in the motor and cost somewhere around \$2,500 to replace. A new pump costs less than rebuilding the old pump, so a new pump was purchased at a cost of approximately \$24,000. The situation was considered an emergency. He said there is money in the budget for the new pump. There is also a warranty with the new pump. Work will be complete in 4-5 weeks.

Therefore, Town Attorney Sacco said the Town Board should consider a motion to ratify the purchase of the new pump based on the emergency situation involving the life, health, safety and welfare of all Conklin residents dependent on potable water for drinking.

RESO 2016-99: RATIFY PURCHASE/PUMP/WELL 6

Mr. Dumian moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies the purchase of a new pump for Well 6, based on the emergency situation involving the life, health, safety, and welfare of all Conklin residents dependent on potable water for drinking.

Second by Charles Francisco

VOTE: Bullock—Yes, Boyle—Yes, Dumian—Yes, Francisco—Yes, Finch—Yes.

Motion passed unanimously.

DeLamarter also said the Water Department installed a new water line on Kyle Pritchard's Conklin Road property across from Carlin Road, and also a new sewer line was installed on Leary's property near Pronto's.

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DeLamarter said his final concern of the evening was a complaint by Ray Rolston about the sewer smell in the area of Pop's Sugar Shack and Jane's Restaurant. He agrees that there is a bad odor. He wondered if the new aerator is making the odor worse and said he could look into some kind of deodorizer that might be available for the pump station. He said they had just put new filters in at the station. The hot dry weather does not help the situation.

He also received a check to cover damages incurred at Sewer Station One. He submitted the bill from A.C. Spear for \$1,796.93 and the insurance company covered it.

EMERGENCY WATER SUPPLY CONNECTION WITH TOWN OF
KIRKWOOD ON NORTHERN END OF CONKLIN

Supervisor Finch said the Town of Kirkwood received bids for a water line crossing the Susquehanna River from Kirkwood to hook into the area near River Boulevard in case of a water emergency. "We had bids before for \$165,000," said Finch. "Kirkwood got a bid for \$66,000 total. Our cost would be \$33,000.00." The bid was by Bons Bak Inc., for a total cost of \$65,400. Kirkwood Supervisor Gordi Kniffen will speak to the Kirkwood Board about the project. Finch asked the Board to take action on the water connection. He said, "If we get the pipe in across the river then we should not have an emergency situation again where we have to run a fire hose over the bridge in an emergency."

Councilman Bullock agreed but said the Board should also consider, in the future, a water line connection with Kirkwood at the south end of town, too. Presently the only connection from Kirkwood goes to the mobile home park. Bullock said the Town should complete the connection loop to be prepared for an emergency. DeLamarter also concurred with the connections and Councilman Dumian said the connection at the south end of town would "open a world of possibilities for land development as well."

RESO 2016-100: AUTHORIZE SUPERVISOR TO ENTER INTO AN
AGREEMENT WITH THE TOWN OF KIRKWOOD FOR
AN EMERGENCY WATER SUPPLY CONNECTION

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the Town Supervisor to enter into an Agreement with the Town of Kirkwood whereby the Town of Conklin will pay one-half of the cost to run a 6- inch water crossing the Susquehanna River at a cost not to exceed \$33,000.

Seconded by Mr. Dumian.

VOTE: Bullock—Yes, Boyle—Yes, Dumian—Yes, Francisco—Yes, Finch—Yes.
Motion passed unanimously.

POSSIBLE SOLUTION/ODOR FROM SEWER STATION

Councilman Francisco asked Mr. DeLamarter if the aerator is working as well as expected at the sewer stations. Mr. DeLamarter said it is working really well and the grease has dissipated. Mr. Francisco asked if raising the stack on the sewer station would help curb the odor. Code Engineer Ron Lake said a Hydrogen Peroxide Drip might take care of the problem and would be an inexpensive fix.

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REPORT: HIGHWAY DEPARTMENT

In addition to his written report, Highway Superintendent Brian Coddington asked the Town Board to approve the purchase of a 2016 John Deere Loader at the State bid price from Five Star Equipment, Inc. The final cost would be \$17,009.50 after the trade-in.

**RESO 2016-101: DECLARE 2014 JOHN DEERE 544K-1DW544KZHEE662586
LOADER SURPLUS EQUIPMENT**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin declares the 2014 John Deere 544K-1DW544KZHEE662586 Loader to be surplus equipment.

Second by Mr. Finch.

VOTE: Bullock—Yes, Boyle—Yes, Dumian—Yes, Francisco—Yes, Finch—Yes.
Motion passed unanimously.

**RESO 2016-102: AUTHORIZE PURCHASE/STATE BID CONTRACT/2016
JOHN DEERE 544K 4WD LOADER/\$141,767.98 WITH TRADE IN VALUE OF
\$124,758.48/FINAL PURCHASE PRICE OF \$17,009.50**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorized the purchase of a 2016 John Deer 544K 4WD Loader for the New York State bid contract price of \$141,767.98, with a trade-in value of \$124,758.48, for a final purchase price of \$17,009.50.

Second by Mr. Dumian.

VOTE: Bullock—Yes, Boyle—Yes, Dumian—Yes, Francisco—Yes, Finch—Yes.
Motion passed unanimously.

REQUEST TO LOWER SPEED LIMIT ON GREGORY ROAD

Highway Superintendent Coddington said he had received a request from two residents on Gregory Road to lower the speed limit. Coddington said the road was not really built to support a 55 mph speed. Supervisor Finch said that the Town of Binghamton has already lowered the speed limit on their end of Gregory Road to 40 MPH. This is a County road and the Attorney said the TE9A form would be submitted to Broome County and New York State.

**RESO 2016-103: ADOPT RECOMMENDATION TO IMPROVE TRAFFIC SAFETY
BY REDUCING THE SPEED LIMIT and POSTING SPEED LIMIT SIGNS ON
GREGORY ROAD IN THE TOWN OF CONKLIN**

PRESENT:

Supervisor James Finch
Councilman Gary Bullock
Councilman Dell Boyle
Councilman William Dumian, Jr.
Councilman Charles Francisco

ABSENT:

Offered By: Councilman Gary Bullock **Seconded By:** Councilman Charles Francisco

The Town Board (hereinafter “Town Board”) of the Town of Conklin (hereinafter “Town”), duly convened in regular session, does hereby resolve as follows:

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WHEREAS, the community and the Town of Conklin are concerned about traffic safety and the safety of residents;

WHEREAS, at a Town Board meeting held on July 26, 2016, where a discussion was had that the speed limit on Gregory Road, that it is currently unsafe; that a reduction in speed should occur with signage posted;

WHEREAS, the road is rural and residential, where a number of families with young children live;

WHEREAS, it is believed that the portion of the road that is of a concern has a speed limit of 55 mph;

WHEREAS, the community and the Town of Conklin want appropriate action taken to mitigate the life-threatening risks posed by current conditions found on the road in the Town of Conklin.

NOW, THEREFORE, the Town Board of the Town of Conklin resolves to recommend to the County of Broome and the New York State Department of Transportation that: 1) the speed limit on Gregory Road should be reduced to 40 miles per hour and 2) that the speed limit be clearly posted.

RESOLVED, that the Town Clerk shall forward copies of this resolution, and the attached form TE 9a to Senator Frederick J. Akshar, II Assemblyperson Clifford Crouch, the Broome County Executive, Jack Williams, (NYS DOT REGION 9 Director at 44 Hawley Street Binghamton, NY 13901) and the County Highway Superintendent ; and it further is

RESOLVED, that this resolution shall take effect immediately.

Resolution Adopted: July 26, 2016.

CERTIFICATION

I, Sherrie L. Jacobs, do hereby certify that I am the Town Clerk of the Town of Conklin and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Conklin at a meeting thereof held at the Conklin Town Hall, 1271 Conklin Road, Conklin, New York, on July 26, 2016. Said resolution was adopted by the following roll call vote:

Supervisor	James Finch	YES
Councilman	Gary Bullock	YES
Councilman	Dell Boyle	YES
Councilman	William Dumian	YES
Councilman	Charles Francisco	YES

Motion is unanimously approved.

Dated: July 26, 2016

Town of Conklin Seal

Sherrie L. Jacobs Town Clerk of the Town of Conklin

Regional Traffic Engineer
Region No. 9
Department of Transportation

Gentlemen:

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The Town Board of the **Town of Conklin**, by a resolution adopted on July 26, 2016, hereby request the Department of Transportation, pursuant to Section 1622.1 of the Vehicle and Traffic Law, to establish a lower maximum speed at which vehicles may proceed on **Gregory Road, Town of Conklin, Broome County NY**.

Upon receipt of the notice that the regulation herein requested has been established, the **Town of Conklin** will provide, install and maintain signs in accordance with the Vehicle and Traffic Law and conforming to the Manual of Uniform Traffic Control Devices of the Department of Transportation.

Dated: July 26, 2016

By: _____
Sherrie L. Jacobs Town Clerk of the Town of Conklin

TE 9a (2/78)

CHANGE NAME LEGALLY/FALLBROOK EAST ROAD TO FALLBROOK EAST ROAD

Mr. Coddington asked the Town Board to consider a resolution to legally change the name of Fallbrook East Road. Recent problems with mail delivery prompted residents on the east end of Fallbrook Road to consider what would happen in the case of a 9-1-1 call. While there is a street sign identifying their end of the road as Fallbrook East Road, the true name of the road is Fallbrook Road. Residents would like the two roads to be separated similar to Conklin Forks Road. Mr. Dumian asked how emergency response teams see the road. Coddington answered they would see Fallbrook Road and there was a chance the response team could go clear out to the other end at Ross Hill Road instead. However, Mr. Bullock said emergency responders would see the site with the closest cross road listed.

Attorney Sacco recommended the Board talk to emergency services before taking any action. She said an action would impact people on both the east and west ends of the road and the action should not be taken lightly. She suggested people come in with a petition requesting the name change.

STONE & OIL ROAD APPLICATION AT NORTH END OF TOWN

Coddington was granted permission to store some of the stone to be used for the stone and oil process for roads on the north end of town adjacent to the Floyd L. Maines Community Center. He said truck traffic would not be continuous once the stone was piled.

Coddington also said that Highway Department Laborer Tom Nickerson would be retiring at the end of the month and the Highway Department is accepting applications for the position to be vacated.

PUBLIC COMMENTS:

CONDITION OF NEW YORK STATE ROUTE 7

Mr. Jim Matthews of 1155 Conklin Road addressed the condition of NYS Route 7/Conklin Road. He said Conklin Road is heaving and has many issues. When the trucks drive over the road, especially when they are empty, the noise is terrible and comparable to a gun going off. "I have lived there for 40 years. I have been through two floods and one tornado and I survived all that so, now I've got to deal with the roads." He wondered if the truck noise goes over the sound decibels allowed in the noise ordinance. He would

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like the Town to talk to the State and get something done. The Supervisor said the State plans to grind down the trouble spots. Mr. Matthews said the State has done that for years and he knows because he has been calling them for years. Still, year after year, it is the same thing. Mr. Matthews said that with the new development planned for the Corporate Park, he is fearful that more trucks will be using Route 7 instead of using the cross over at the south end of town and the noise will be even worse. He wondered if a weight limit could be put on Conklin Road to keep the heavy trucks off the road. He said if the State would really fix the road that would solve the problem.

The Supervisor replied that the Town cannot put restrictions on a State road. The Attorney suggested Mr. Matthews contact Senator Fred Akshar and Assemblyman Clifford Crouch. Mr. Matthews said he would do that, but would also appreciate the Town adding its voice to rectifying the problem. Mr. Dumian said the Town should speak professionally to the businesses in the Corporate Park saying the Town would appreciate it if their trucks used the south end as instructed when they approached the Planning Board with site plans. Councilman Bullock said it is a day and night situation and one of those bumps is so bad, it can cause a pickup truck to jump off the road. "It is a dangerous situation," said Bullock.

Finch agreed he could contact the County and ask for help in addressing the traffic problem.

WHISTLE DESIGN REQUESTS HELP WITH NEW YORK RISING

Gary Whistle of Whistle Design also addressed the Town Board. He said he was coming before the Board on behalf of two people present for this meeting and all the residents of Conklin. He is a professional engineer and licensed land surveyor in the Town of Conklin. He has already written a letter on this subject to the Town Board members. The attorney said Mr. Whistle is looking for a modification to a local law. She said the only way the Town can modify a local law is to pass another local law and that could not be done at this meeting.

Whistle said, "If you start building these new houses and mitigating these houses to the old flood insurance maps and the new ones snap in that are two-and-a-half to four feet higher, you will destroy the owner because the insurance is going to go from the minimum to \$2,000-\$3,000 a year. Over a ten-year period of time, that is \$20,000-\$30,000."

Ms. Sacco said that is true, but the new flood maps have not been adopted and she does not believe these are the final maps. Whistle replied the reason they are not the final maps is that an area "D" is being added to the levee area, which is going to increase people's premiums by 18 percent per year. He said that 18 percent the first time won't sting but 10 years down the road it will be a huge increase. There was more discussion on getting a map amendment from FEMA stating a house is out of the flood plain. He said it takes about two months to do it effectively and a complete engineering/survey study is required along with processing a multitude of forms. He said he is a specialist in working with FEMA. "It is not fair that someone in Tioga gets paid to a certain level where the maps have already snapped in and the people in the Town of Conklin get \$34,000 less because we refuse to realize the preliminary maps are better information than the false maps that already exist."

Mr. Dumian discussed the location difficulties of being in the 500-year flood plain. Mr. Whistle said, "Everyone in this town had the chance to raise their house on New York Rising's bill." He said the opportunity was a result of the hurricane that went through New York City. "A law was passed in NYS called New York Rising and if you wanted to raise your house up, they paid for a good portion of the cost of raising your house or, if it cost was too much to raise your house, then they paid, with a formula, to build a brand new house." He said that the deadline has since expired.

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Now New York Rising is asking Whistle to provide a letter from Town. Code Enforcement Officer Ron Lake, who said he needs a local law to change. Mr. Lake said he would recommend that the Town have a public hearing on it so the public is aware of the proposed change. Lake said he could get a sample proposed local law from the DEC. Said Lake, "Eight years from now when that kicks in and they built too low, they may not be able to sell. They are going to pay through the nose for flood insurance because they didn't build high enough."

Councilman Bill Dumian said he did not want a public hearing until he has more information.

JEANNE OSENBAUGH REQUESTS HELP WITH NEW YORK RISING

Next to speak was Jeanne Osenbaugh of 146 Stillwater Road. She said she got approval with New York Rising to raise her house and came down to the Code Office and got an elevation height. "Now I can't get my money from New York Rising because of this map issue. . . We should not be building in low areas that are going to flood. We should be building to the new maps," said Osenbaugh. She said she is a disabled veteran who has invested a lot in her cottage by the water and needs the New York Rising assistance.

Mr. Finch said he would contact New York Rising's Julie Sweet on the following day to see if she could help with this problem.

BOLAND'S EXCAVATING & TOPSOIL DIRECTING TRAFFIC ON MILLBURN DRIVE

Mr. Michael Boland of Boland's Excavating & Topsoil came before the Board at the Supervisor's request to address truck traffic on Millburn Drive. Mr. Boland explained all the steps they have taken to get drivers of the large trucks to stay off Millburn Drive. Problems stem, not from the Boland trucks, but drivers coming from other businesses to get topsoil. "We are not ignoring the concerns," said Boland. "We do more policing ourselves the best we can. . . They are drivers. If I see someone, I always stop them. I can only lead them to water."

He encouraged those Millburn Drive residents who see the trucks going the wrong way to call the office where the staff will catch the truck coming in the wrong way and send them out the correct way. Boland said he will also post more signs and Brian Coddington said the Highway Department will also help with signage.

ADRIANCE ROAD RESIDENT NEEDS ASSISTANCE WITH NEW YORK RISING

Also addressing the Board was Linda Potenzino of 15 Adriance Road. She said she is a single mom who worries every time it rains. "I am here to push this flood map thing. I am afraid New York Rising is going to back out. I have flood insurance, which is sky high, but that would not even cover the costs to rebuild my home. If you guys could get moving on it, I would really appreciate it. It's been a year and a half now."

Mr. Finch promised again to follow up the next day with his New York Rising contact, Julie Sweet.

CHILDREN ON MILLBURN DRIVE

Lastly John Colley said he was aware of the many small children on Millburn Drive and he is also concerned about the traffic on Millburn Drive. He said he knows the parents are watching the children, but children at play don't always think before they run and it is a bit scary when there is a lot of truck traffic.

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OLD BUSINESS:

UPDATE/TOWN HALL PAINTING

The Supervisor announced that he had a bid from Butch's Painting with three prices: one to paint the Castle, one to do the concrete work, and the other is to paint the back building, pressure wash it, clean it, and get rid of the mold. The total for the three phases is \$25,000. The other bid we had for the Castle was \$37,000 just to do the Castle. He is available in August, after that he is booked. Ron Lake said the Town does not have to worry about the lead paint. The lead paint issues do not exist except for homes where there are children. Lake said he could not find where the lead paint concerns deal with commercial.

Councilman Bullock asked several questions, including where did they find Butch's Painting? The Supervisor replied that he is a Binghamton-based business and he is doing all the County buildings and that they got his name off an old bid. He is presently painting the television towers on Ingraham Hill Road. Mr. Bullock said he was not able to find anything in the Yellow Pages on the business or a listing anywhere. The only thing he could find was a review on Angie's List that was not favorable.

The Attorney said she has some concerns about this quote because a number of things were put out for bid on the Castle. "We got very high bids. We are changing this now because we are not doing abatement," said Sacco, recommending that the Board get a second and a third quote. "This is not apples to apples with the other bids. I think you have to get two other bids."

Councilman Bullock also had concerns about the extent of the concrete work for the Castle. The Attorney said they could have Butch's Painting do the concrete work. Mr. Dumian also agreed that it was a problem because the scope of work had changed since the initial bids. Bullock was also not sure that the new Town Hall building needs to be painted. He thought it might just need to be power washed with bleach. The Board is hopeful that new bids will come in for a reasonable cost. Mr. Lake was authorized to rebid the project.

UPDATE/UPSTATE TOWERS

Attorney Sacco said Upstate Tower is interested in leasing five properties in the Town. She is pleased with the proposed lease. She said they are working on the location of the towers and they will all be located on town-owned properties. Finch said locations include behind Hobart Stone in the J. R. Park, behind the Community Center, in back of the old landfill, the former Slater property and at the old pump house in Schnurbusch Park.. Finch said the way it stands right now the Town would gain \$60,000 per year in revenue. Other benefits will include radio signals for the Town Highway and Fire Department vehicles and also Internet for the Town Hall. Sacco provided the Board members with a copy of the land lease agreement for them to look over and said the agreement will be finalized and ready for Town Board action at the next August regular Town Board meeting.

DISCONTINUANCE OF HICKORY DRIVE/BROOME CORPORATE PARK/TO MAKE WAY FOR DICK'S SPORTING GOODS DISTRIBUTION CENTER

The Supervisor introduced Stacey Duncan from The Agency- Broome County Industrial Development Agency. Attorney Sacco said Ms. Duncan was present to ask the Board to pass a resolution for the discontinuance of Hickory Drive in the Town of Conklin. Sacco said the Town Board would need to take two actions to make way for the Dick's Sporting Goods project in the Broome Corporate Park. First was the discontinuance of the town-owned Hickory Drive. Sacco said the road was really a glorified driveway used by Nealon Trucking (KMCC) only. Conklin Highway Superintendent Brian Coddington said he would go on the record supporting the discontinuance of the road. Sacco said the

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location of the property itself will be underneath where the proposed Dick's Sporting Goods Distribution Center will be, rendering the road absolutely useless. Coddington will sign an order for discontinuance, which will be filed with the Town Clerk's office. The property is also a road by deed, so the .212 acres will be deeded to the IDA, for the cost of \$1.00, and is subject to permissive referendum.

Duncan thanked the Board for all the cooperation the IDA received from the Town and for helping the IDA meet all the deadlines. She said there were a lot of discovery and site challenges. She said the IDA closing with Dick's is scheduled for August 26, 2016. The public hearing on the distribution center is set for Monday, August 8, at the Town Hall. "We think this is going to be a great project for the community," said Duncan. She promised to bring the truck traffic issue, discussed in public comments, to the attention of The Agency and those involved with the Dick's Sporting Goods Project.

Sacco said the SEQRA Short Environmental Assessment would need to be conducted and proceeded to lead the Town Board through the Assessment. After due deliberation the Town made the determination to discontinue that section of the road pursuant to highway law, subject to permissive referendum. A quitclaim deed will be used to transfer the property to the IDA.

ORDER OF THE TOWN HIGHWAY SUPERINTENDENT

IN THE MATTER OF THE DISCONTINUANCE OF HICKORY DRIVE IN THE TOWN OF CONKLIN, BROOME COUNTY, NEW YORK

WHEREAS, KMCC Ventures, LLC, and the Broome County IDA ("Applicants"), owners of land within the Town of Conklin ("Town") have petitioned for the discontinuance of a highway in the Town named Hickory Drive ("Highway"), therein described; and

WHEREAS, there is attached to said application releases from all damages executed by the Applicants, the owners of all of the lands taken or affected by such discontinuance, and of all of the lands through which the said portion of the Highway sought to be discontinued passes, or to which it is adjacent; and

WHEREAS, there is also attached to said application the consent of a majority of the members of the Town Board of said Town, duly adopted at a regular meeting of the Town Board; and

WHEREAS, it appears that the Highway was acquired by the Town in 1996 from the Broome County IDA, but that traffic on said Highway is generally limited to the Applicants herein; and

WHEREAS, it further appears that the Applicants herein are the only persons or entities owning any land abutting on or adjacent to the portion of said highway sought to be discontinued, and that no claim for damages is made; and

WHEREAS, it further appears that the Applicants intend to transfer all of their property surrounding said Highway to a developer, which developer has no use for the Highway for highway or travel purposes; and

NOW, after due deliberation of the matter, it is hereby determined that the portion of the said Highway sought to be discontinued has become useless; and it is hereby

ORDERED, that said Highway hereinafter and as in said application described, be, and the same hereby is, discontinued pursuant to Highway Law § 171.

ORDERED, that the Town Clerk shall cause this order to be recorded in the office of the clerk of Broome County.

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The following is a description of the portion of highway so discontinued:

ALL THAT CERTAIN LOT, PIECE OR PARCEL OF LAND situate, lying and being in the Town of Conklin, County of Broome and State of New York, bounded and described as follows:

BEGINNING at a point on the southeasterly boundary of proposed Hickory Drive at its intersection with the existing northeasterly boundary of Broome Parkway (CR 197), said point being generally northwesterly, a distance of 2032.75 feet measured along said northeasterly boundary of Broome Parkway from a point at its intersection with the existing northwesterly boundary of NYS Route 7 (SH 421); running thence North 43° 50' 05" West along said northeasterly boundary of Broome Parkway a distance of 130.00 feet to a point at its intersection with the northwesterly boundary of proposed Hickory Drive; thence along said proposed Hickory Drive the following three (3) courses and distances: (1) On a curve to the left having a radius of 40.00 feet, an arc distance of 62.83 feet to a point of tangency, the last mentioned curve being subtended by a chord having a bearing of South 88° 50' 05" East and a length of 56.57 feet; (2) thence North 46° 09' 55" East, a distance of 260.00 feet to a point of curvature; (3) thence on a curve to the left having a radius of 1181.46 feet, an arc distance of 166.48 feet to a point, the last mentioned curve being subtended by a chord having a bearing of North 42° 07' 43" East and a length of 166.34 feet; thence South 51° 54' 29" East across said proposed Hickory Drive, a distance of 50.00 feet to a point at its intersection with said southeasterly boundary of proposed Hickory Drive; thence along said southeasterly boundary of proposed Hickory Drive the following three (3) courses and distances: (1) On a curve to the right having a radius of 1231.46 feet, an arc distance of 173.52 feet to a point of tangency, the last mentioned curve being subtended by a chord having a bearing of South 42° 07' 43" West and a length of 173.38 feet; (2) thence South 46° 09' 55" West a distance of 260.00 feet to a point of curvature; (3) thence on a curve to the left having a radius of 40.00 feet, an arc length of 62.83 feet to the Point or Place of Beginning, the last mentioned curve being subtended by a chord having a bearing of South 01° 09' 55" West and a length of 56.57 feet. Containing 24,187 square feet or 0.5553 acre, more or less. All bearings are referred to True North at the 76° 35' Meridian of West Longitude.

Being the same premises conveyed to the Grantor herein by Warranty Deed from the Broome County Industrial Development Agency dated March 8, 1996, and recorded in the Broome County Clerk's Office on March 14, 2016, in Book 1863 of Deeds at page 173.

Dated at the Town of Conklin, N.Y.,

_____ on July 26, 2016.

Brian Coddington, Superintendent of Highways
of the Town of Conklin

**RESO 2016-104: APPROVE DISCONTINUANCE OF
HICKORY DRIVE IN THE TOWN OF CONKLIN**

PRESENT: Supervisor James E. Finch
Councilman Gary D. Bullock
Councilman Charles Francisco
Councilman William Dumian, Jr.
Councilman Dell Boyle

ABSENT: None

Offered By: Councilman William Dumian, Jr. **Seconded By:** Councilman Gary Bullock

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The Town Board of the Town of Conklin (hereinafter "Town"), duly convened at a meeting on July 26, 2016, hereby resolves as follows:

WHEREAS, we, the members of the Town Board of the Town, have reviewed the application of the Broome County IDA and KMCC Ventures, LLC ("Applicants"), requesting the discontinuance of Hickory Drive, a highway in the Town as described in said application (the "Highway"); and

WHEREAS, it appears that traffic over the Highway is limited to the Applicants above named, said Highway not having been improved or repaired for some time, and it further appears that there are no other persons, corporations or other entities, other than these Applicants, owning any premises through which the Highway sought to be discontinued passes, or to which it is adjacent, and it further appears that the Highway sought to be discontinued has become unnecessary and useless; and

WHEREAS, said Applicants will, on or about August 26, 2016, transfer all of their property surrounding the Highway to a developer, who has also indicated that the Highway will be of no use for highway or travel purposes, and who seeks to acquire the land where the Highway lies following discontinuance; and

WHEREAS, pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) ("SEQR"), after consideration of said application it was determined by the Town Board, as Lead Agency, that discontinuance of the Highway described in the application is an Unlisted Action, as defined under said regulations, and after a review of the Short Environmental Assessment Form, that consent to the discontinuance would not have any significant adverse effects upon the environment and therefore a negative declaration can be issued; and

NOW, BE IT RESOLVED, after due deliberation, the Town Board of the Town of Conklin, do, pursuant to section 171 of the Highway Law of the State of New York, hereby consent in writing that the Highway sought to be discontinued, and described in the application, be discontinued and that the Town Highway Superintendent issue an order of discontinuance consistent with this resolution; and

BE IT FURTHER RESOLVED, that as part of said discontinuance, subject to the results of a permissive referendum, a quitclaim deed transferring said the Highway to the Broome County IDA shall be executed by the Town Supervisor on behalf of the Town; and

BE IT FURTHER RESOLVED, that a negative declaration be issued for the purposes of SEQR, pursuant to the attached short environmental assessment form;

BE IT FURTHER RESOLVED, that the Supervisor of the Town of Conklin is authorized to execute any and all documentation required to carry out this resolution of the Town Board;

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

CERTIFICATION

I, Sherrie L. Jacobs, do hereby certify that I am the Town Clerk of the Town of Conklin and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Conklin at a meeting thereof held at the Town Hall on the 26th day of July, 2016. Said resolution was adopted by the following roll call vote:

Supervisor James E. Finch	YES
Councilman Gary D. Bullock	YES
Councilman Charles Francisco	YES

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Councilman William Dumian, Jr. YES
Councilman Dell Boyle YES

The resolution was thereupon declared duly adopted by a vote of 5-0. The resolution was unanimously approved.

Town of Conklin Seal

Sherrie L. Jacobs, Town Clerk

**FRANCHISE AGREEMENT TO PROVIDE CABLE TELEVISION
SERVICE/TIME WARNER CABLE NORTHWEST, LLC d/b/a TIME WARNER
CABLE**

Mr. Finch said the Town had actually made contact with Charter/Time Warner. Sacco said there are some concerns with the proposed agreement. She passed out copies of the agreement for Board members to look over before the next Board meeting. Both Finch and Sacco said there were serious differences—Time Warner/Charter is asking for a 15-year term and the Town Board has said only a six-year term. Finch said this has taken so long to negotiate that Time Warner had already used three years of whatever term agreement is decided. Sacco is concerned about the definition of gross revenue and many other parts of the agreement.

Finch said that the Town might have to consider another cable company. Ms. Sacco said Windsor deals with Adams Cable and seems to be satisfied with Adams. Finch would hope that would not be necessary, but said perhaps the Board should consider looking at some other cable companies. “They think they are so big, they can dictate to everybody else,” said Finch.

NEW BUSINESS:

PROBLEMS AT THE DOG PARK

The Supervisor said there was another incident in the dog park. He said Dog Control Officer Tarah Tripp spoke with the dog owner and he will not be bringing the dog back to the Conklin dog park. Finch spoke with the insurance company and the Town’s insurance rate is based on incidences. The dog, a Doberman, also bit a town employee when he was attending to maintenance issues in the dog park. A letter was written to the dog owner in the Town of Binghamton telling him that if there’s any insurance costs, the town will hold him responsible.

There was discussion about other issues at the dog park. The Board is concerned with liability issues. Sacco gave the Board members a copy of the local law adopted by the Town Board in 2012 including all the rules and regulations governing the designated “off leash” areas. Suggestions were made as to other steps that could be taken to safeguard the dogs and dog owners using the park.

Other dog parks require people to come and register their dogs, prove vaccination and licensure, and the dog is tagged so he/she can utilize the park. Some charge a fee to use the dog park. Ms. Sacco is continuing to research the Board’s options. Finch said the Town of Union is sending him a sample of what they use for their park. It all comes down to people following the rules. Expect the Board to continue this discussion at the August meeting.

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**SOLAR, WIND, OR FARMWASTE ENERGY SYSTEMS
EXEMPTION/AUTHORIZED BY NYS REAL PROPERTY TAX LAW
SECTION 487**

Ms. Sacco distributed information on opting out of the Real Property Tax Law. She explained the way the Real Property Tax Law section works right now in New York there is an automatic tax exemption for all solar, wind and farm waste energy systems. She said municipalities and school districts have the option to leave it tax exempt or pass a local law opting out of the automatic exemption and make it taxable.

If the Town Board chooses to do nothing, a solar company could come in and not pay any taxes. The Town could also choose to leave the exemption as it is and enter into a Payment in Lieu of Taxes agreement (PILOT) with any solar, wind or farm waste operation, regardless of whether or not it is residential, agricultural, commercial or industrial. She went over a sample draft policy being considered by the Town of Otego and also provided the Board with a sample PILOT agreement should they decide to go that way.

Said Sacco, "Do you want to opt out and have everybody be taxable or do want to enter into PILOTS? . . . You have in your tool box the ability to tax this either way with the PILOTS."

Mr. Bullock said he would like to hear what the Assessor has to say about this. He would encourage residential to use solar. Mr. Dumian said he too would encourage residential solar use. The Board agreed to do their homework on this issue for the next meeting.

DISCUSSION/FLOOD DOORS AT COMMUNITY CENTER

Mr. Finch said that Ron Lake looked at the condition of the flood doors. Framing and bolts are breaking. Mr. Bullock asked if this was because the building is heaving back and forth. Finch will contact the contractor who installed the flood doors to see what can be done to repair the doors.

Mr. Bullock said he noticed the electrical wire for the town fair has been stored in the little shed down there. Because of the flooding in that location he would like to be sure the wiring is no longer stored there. Fair Committee member Elizabeth Einstein said if any of the new wire is stored there, the fair committee will move it to another location.

**DISCUSSION/BONDING FOR STATELINE ROAD/STONE CRUSHING FOR
DICK'S SPORTING GOODS PROJECT**

Mr. Finch mentioned to the IDA and Broome County about the road use for these huge projects. The Board would like to discuss a road use agreement or bonding.

**PROPOSED RESOLUTION AUTHORIZING HEALTH INSURANCE
INCENTIVE PAYMENT TO JEFF HAYES**

Mr. Finch said the Board had previously discussed this employee incentive and there are others who would be interested in this but there is nothing in the policy manual. The attorney asked if the Board had thought about the language for the policy manual. Mr. Dumian said he was ready to approve the payment for Jeff Hayes, but he had a lot of comments on changes to the policy manual. It was suggested that \$1,000 be paid to Mr. Hayes and this would be a one-time payment. Dumian did not think it should be a one-time shot because an employee could face some kind of life changing event during the year. Mr. Finch suggested they agree that Jeff has money coming that the Board has agreed to and then change the policy manual to how it is going to be. Sacco cautioned there could be others who are similarly situated and then they would be treated differently because a policy was not in place. There was a lengthy discussion and Finch said Hayes had saved the Town \$3,000. Sacco suggested the following language: "The elimination

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of coverage by the town, either completely or partially by covered persons should result in an incentive—a fourth of whatever the Town’s savings is –paid monthly during the year, which can be paid retroactive to January 1, 2016.”

There was disagreement as to whether it should be a yearly incentive or a one-time payment. Sacco will work on a draft for the Board to consider at the next meeting. No resolution was approved at this meeting.

RESO 2016-105: ACCEPT RESIGNATION/RENEE HAUSS/SECRETARY TO ZONING BOARD OF APPEALS/EFFECTIVE JUNE 17, 2016

Mr. Charles Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin accepts the resignation of Renee Hauss from the position of Secretary to the Zoning Board of Appeals, effective June 17, 2016.

Seconded by William Dumian

VOTE: Bullock-Yes; Boyle-Yes; Dumian-Yes, Francisco-Yes; Finch-Yes.

Motion passed unanimously.

RESO 2016-106: APPOINT MARY PLONSKI/SECRETARY/ZONING BOARD OF APPEALS/EFFECTIVE JUNE 18, 2016/PAY RATE \$150.00 PER MEETING

Mr. Gary Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin appoints Mary Plonski to the position of Secretary to the Zoning Board of Appeals, effective June 18, 2016, at the current pay rate of \$150.00 per meeting.

Seconded by James Finch.

VOTE: Bullock-Yes; Boyle-Yes; Dumian-Yes, Francisco-Yes; Finch-Yes

Motion passed unanimously.

RESO 2016-107: APPROVE HIRING/JACOB EDGINGTON/2016 SEASONAL GENERAL LABORER/PAY RATE \$9.00 PER HOUR

Mr. Charles Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin approves the hiring of Jacob Edgington to the position of 2016 Seasonal General Laborer at a pay rate of \$9.00 per hour.

Seconded by James Finch.

VOTE: Bullock-Yes; Boyle-Yes; Dumian-Yes, Francisco-Yes; Finch-Yes.

Motion passed unanimously.

RESO 2016-108: RATIFY PAYMENT/TOWN OF CONKLIN PETTY CASH REIMBURSEMENT

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of the following reimbursements to Town of Conklin Petty Cash accounts:

Supervisor Petty Cash	check # 11091 for \$85.35
Water Petty Cash	check # 11092 for \$79.53

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Seconded by Charles Francisco.

VOTE: Bullock-Yes; Boyle-Yes; Dumian-Yes, Francisco-Yes; Finch-Yes.

Motion passed unanimously.

**RESO 2016-109: RATIFY PAYMENT/LISA HOUSTON/SAM'S CLUB
PURCHASE/CANDY FOR TOWN TRUCKS/CONKLIN FAIR PARADE**

Mr. William Dumian moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin ratifies payment of check #11090 in the amount of \$50.10 to Lisa Houston for reimbursement for the purchase at Sam's Club of candy for the Town trucks for the Conklin Fair Parade.

Seconded by Dell Boyle

VOTE: Bullock-Yes; Boyle-Yes; Dumian-Yes, Francisco-Yes; Finch-Yes.

Motion passed unanimously.

**RESO 2016-110: ACCEPT DONATION/\$250.00/BAGSAI BLUE CHIP
SOFTBALL/FIELD USE**

Mr. Charles Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin accepts a donation in the amount of \$250.00, account code A2705, from BAGSAI Blue Chip Softball for field use.

Seconded by Dell Boyle

VOTE: Bullock-Yes; Boyle-Yes; Dumian-Yes, Francisco-Yes; Finch-Yes.

Motion passed unanimously.

**RESO 2016-111: ACCEPT DONATION/\$250.00/DEANNA MORGAN/FIELD
USE**

Mr. Gary Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin accepts a donation in the amount of \$250.00, account code A2705, from Deanna Morgan for field use.

Seconded by Charles Francisco.

VOTE: Bullock-Yes; Boyle-Yes; Dumian-Yes, Francisco-Yes; Finch-Yes.

Motion passed unanimously.

**RESO 2016-112: AUTHORIZE PAYMENT/PRE-AUTHORIZED
6/28/2016 BILL LIST/\$141,910.11**

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes payment of the following pre-authorized June 28, 2016 Bill List in the total amount of \$141,910.11:

General	\$ 69,292.96
Highway	64,223.28
Light Districts	1,797.57
Sewer Districts	1,220.15
Water Districts	1,917.15
Non-Budget	<u>3,459.00</u>
Total	\$141,910.11

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Seconded by William Dumian.

VOTE: Bullock-Yes; Boyle-Yes; Dumian-Yes, Francisco-Yes; Finch-Yes.

Motion passed unanimously.

RESO 2016-113 AUTHORZE PAYMENT/PRE-AUTHORIZED
7/12/2016 BILL LIST/\$48,707.97

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes payment of the pre-authorized July 12, 2016 Bill List in the total amount of \$48,707.97:

General	\$ 11,087.91
Highway	15,298.00
Sewer District	21,746.00
Water District	<u>576.06</u>
Total	\$48,707.97

Seconded by James Finch.

VOTE: Bullock-Yes; Boyle-Yes; Dumian-Yes, Francisco-Yes; Finch-Yes.

Motion passed unanimously.

RESO: 2016-114: AUTHORIZE PAYMENT/BILL LIST/\$69,321.64

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes payment of the following Bill List in the total amount of \$69,321.64:

General	\$ 29,971.11
Highway	29,685.40
Light Districts	2,079.80
Sewer District	978.51
Water District	3,168.82
Non-Budget	<u>3,438.00</u>
Total	\$ 69,321.64

Seconded by Dell Boyle.

VOTE: Bullock-Yes; Boyle-Yes; Dumian-Yes, Francisco-Yes; Finch-Yes.

Motion passed unanimously.

RESO 2016-115: AUTHORIZE MODIFICATION/STATED FROM AND TO
BUDGET LINES/AS OF JULY 25, 2016

Mr. Bullock moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes modification of the stated from and to Budget lines, as of July 25, 2016:

<u>Fund</u>	<u>From</u>	<u>Budget line</u>	<u>To</u>	<u>Budget Line</u>	<u>Amount</u>
A	1620-2-200	Bldg-Equip	-2,000	1620-2-201	Bldg-Historical
	Equip	\$2,000.00	To cover		Castle carpet
A	1990-4-400	Contingency-Contractual	-1,000.00	A1989-4-400	
	Computer-Contractual	\$1,000.00	To cover		under est. budget
A	1990-4-400	Contingency-Contractual	-226.00	3989-4-400	
	Public Safety-Contractual	\$226.00	To cover		under est. budget
A	1410-2-200	Town Clerk-Equip	-1,500.00	1410-4-400	Town Clerk-
	Contractual	\$1,500.00	To cover		under est. budget

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DA 5142-4-401	Snow Removal-fuel	-5,035.00	DA5130-2-200	Machinery-
Equip \$5,035.00	To cover Mapping system			
				-9,761.00
				\$9,761.00

Seconded by Mr. Francisco.
VOTE: Bullock – Yes, Boyle – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes.
Motion passed unanimously.

RESO 2016-116: AUTHORIZE APPROPRIATION/UNANTICIPATED REVENUES

Mr. Francisco moved for the following resolution:

Be It Resolved: that the Town Board of the Town of Conklin authorizes the following appropriation of unanticipated revenues:

510	Estimated Revenues		\$152,592.00
	A2680 Insurance Recoveries		\$71,920.00 Ins. For Water Damage
	A2268 DCO Shared Svc		\$15,902.00 2016 Conklin/Vestal DCO
	A2555 Building Dept-Revenues		\$2,500.00 Increase in Permit Rev.
	DA3501 Consolidated Hwy Aid		\$24,359.00 Bal due from State (2015)
	SS1-2680 Insurance Recoveries		\$37,911.00 Sewer Backup Claim
	960 Appropriations		\$152,592.00
	A1410-2-200	Town Clerk-Equip	\$2,514.00 To cover
	damaged Fire File		
	A1620-1-100	Bldg-Personnel	\$855.00 To cover
	Water damage		
	A1620-4-401	Bldg-Repair	\$68,551.00 To cover
	Water damage		
	A3510-1-100	DCO – Personnel Svc	\$12,778.00 To
	increase due to DCO Agreemt		
	A9030-8-800	Emp SS&MED Tax	\$978.00 To increase
	due to DCO Agreemt		
	A9060-8-800	Emp-Med Helth Ins	\$1,073.00 To increase
	due to DCO Agreemt		
	A9010-8-800	Emp-State Retirement	\$1,073.00 To increase
	due to DCO Agreemt		
	A3620-4-400	Safety Insp.-Contractual	\$2,500.00 To
	cover new Reg Changes		
	DA5112-2-200	Impvmnts-Chip Program	\$24,359.00 To
	increase Chips		
	SS1-8130-4-401	Sewer Trtmt-Contractual	\$37,911.00 To
	cover Sewer Backup costs		

Seconded by Mr. Bullock.
VOTE: Bullock – Yes, Boyle – Yes, Dumian – Yes, Francisco – Yes, Finch – Yes.
Motion passed unanimously.

CASTLE ROOF REPAIRS

Councilman Bullock said he would like to see the Castle roof repair done. The Board authorized Ron Lake to get the necessary materials for Councilman Bullock.

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ROUTE 7A REQUEST FOR WATER LINE EXTENSION

Councilman Bullock said he was questioned about the water expansion request for 7A brought forward in 2012. A petition was presented but nothing was ever done.

Mr. Finch said we had prices 3-4 years ago on extending the water line for \$450,000. It would be a separate water district and the residents would pay for it. Mr. Francisco asked how far down Route 7 was being considered. Finch and Bullock replied, "All the way to the state line."

Bullock said in the future it could possibly benefit the trailer parks and development in that area. Ms. Sacco suggested the residents submit a new petition. Mr. Finch said there should be another bid price so they know what the cost would be. Sacco said a map plan report would also be needed from the Code Department. She said any expansion in a water district like this above a certain dollar figure, per typical single family home; the NYS comptroller's office will review and have to approve it.

Ron Lake suggested the Board let him come up with a price and make sure Kirkwood will provide the water for Conklin. Bullock replied that he would just like to give the residents some direction because that is what they are looking for. Finch would like to ask Engineer John Mastronardi for a price, too.

Councilman Bullock also asked about mowing the property between the Plonski property on Conklin Road and the Community Center. He would like to see that done. He is also concerned about the side door on the Town Hall building that has not been repaired. Mr. Finch said a new panel is needed on the bottom. Bullock also said they should get going on getting the stairway wall repaired in the Castle and asked if someone could be found to repair it.

Councilman Boyle asked if any meetings have been set up for the zoning board to work on outdated town laws. Finch said the zoning board should have a meeting and decide what needs to be updated like frontages on roads. Sacco suggested that Boyle make a copy of the laws he believes are outdated and discuss it with her.

There being no further business to come before the Board, Mr. Bullock moved for adjournment, seconded by Mr. Francisco. The meeting adjourned at 8:44 p.m.

Respectfully submitted,

Elizabeth Einstein
Deputy Town Clerk