

April 04, 2018

The regular meeting of the Town Board of the Town of Colchester, Delaware County, New York was held on Wednesday, April 04, 2018 at 7:00 PM at the Town Hall.

Present:

Arthur M. Merrill	Supervisor
Janet L. Champlin	Councilwoman
Mark W. Mattson	Councilman
Julie A. Markert	Councilwoman
Gregory L. Lavorgna	Councilman
Julie B. Townsend	Town Clerk

Recording Secretary:

Others present: Kenneth R. Eck, Jr.-Highway Supt., Michael DeGroat-Town Attorney, Jeff Francisco- Delaware Engineering, Graydon Dutcher & Larry Underwood- Delaware County Soil & Water, Bonnie Seegmiller, Joan Homovich, Alan Donner, Sarah Hood, Rosie Cunningham and Mellissa Johns-The Reporter.

The Meeting was called to order by Supervisor Arthur M. Merrill and led the group in the Pledge of Allegiance.

The minutes of the last regular meeting, March 07, 2018 had been distributed earlier. Greg Lavorgna made the motion to accept the minutes as written, seconded by Janet Champlin, all in favor, motion carried.

**GUESTS:** Jeff Francisco of Delaware Engineering reported that he had spoken with Louie Bunker regarding the Cooks Falls Water District Springs Reservoir #TC1-G-2015 Project; once the weather breaks he will finish the project; re-grading the area needs to be done. The system is still leaking a lot of water. Supervisor replied that once the project is complete and the weather is better, we will look into the leaks.

Jeff Francisco reported on the Filtration of the DWD Spring System DWSRF Project No.17537- Downsville Water System Improvement Project Contract#TC1-G-2018 & #TC1-E-2018: we are about a week behind, should be good to go at the next meeting.

Sarah Hood commented that she had three issues she would like to discuss with the Board: 1- finalize the fitness trail signs; basic welcome and instructions; similar to other town signs; they have funds for two signs; would like approval to place a sign by the bridge and a sign by the pool. 2-they have funds to purchase a third fitness station, but do not have funds for the installation; they would like approval for the third station with the Town providing the installation. 3-This year's Best Dam 5K Color Run will be on Sat. July 21<sup>st</sup>; this is the same weekend of the DFD Celebration Days; trying to work with the Fire Dept. to get more people to our community; we have made an application for Use of Town Public Facilities, we would like River Road and Bridge Street to be closed during the race and use of the Covered Bridge Park for our award ceremony; this year we will only be doing a 5k race. Board discussed.

NO. 30-2018 04/04/18 Design Committee to Erect 2 Fitness Trail Designation Signs

Julie Markert made the following resolution:

BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes the Design Committee to erect two Fitness Trail Designation Signs along the Colchester Recreation/Fitness Trail.

Resolution was seconded by Janet Champlin, all in favor, resolution declared adopted.

NO. 31-2018 04/04/18 Fitness Station

Janet Champlin made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby accepts the donation from the Best Dam Race Committee of a fitness station to be installed by the Town Highway Dept. along the Colchester Recreation/Fitness Trail.

BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes the Design Committee to erect two Fitness Trail Designation Signs along the Colchester Recreation/Fitness Trail.

Resolution was seconded by Greg Lavorina, all in favor, resolution declared adopted.

NO. 32-2018 04/04/18 Public Facility Permit No.02-2018

Julie Markert made the following resolution:

WHEREAS, Sarah Hood on behalf of the Best Dam Race, have applied for a Public Facility Permit to use sections of River Road and Bridge Street and the Covered Bridge Park located at 48 Bridge Street on Saturday, July 21<sup>st</sup> from 8:00AM to 11AM for the Best Dam 5K Color Run and Awards Ceremony;

THEREFORE BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes the Town Clerk to issue Public Facility Permit No. 02-2018 to Sarah Hood for the use of River Road, Bridge Street and the Covered Bridge Park located at 48 Bridge Street, Downsville, NY.

Resolution was seconded by Greg Lavorina, all in favor, resolution declared adopted.

Board held a discussion on the ice skating rink.

Graydon Dutcher and Larry Underwood of Delaware County Soil & Water Conservation District gave a Power Point Presentation; the DCSWCD has many programs that could benefit the Town of Colchester; if the Town agreed to sign the Memorandum of Understanding for the Implementation of the East Branch Delaware River Stream Corridor Management Plan, the Town would have access to technical advice and programs regarding stream management and possible funding; a presentation was made a few years ago and the Town Board was not in favor of signing on. Supervisor Merrill commented that we need help and recommended building a relationship with the DCSWCD. Mr. Dutcher strongly suggested that the Board consider signing the MOU. Town Attorney commented that the Board may have previously feared that bringing in someone would dictate how we do things. Mr. Dutcher commented that we can help, we will stand by you, and we will work for the Town; the Town needs to be pro-active. Board discussed.

NO. 33-2018 04/04/18 Memorandum of Understanding for the Implementation of the East Branch Delaware River Stream Corridor Management Plan

Janet Champlin made the following resolution:

BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to sign the Memorandum of Understanding for the Implementation of the East Branch Delaware River Stream Corridor Management Plan with the Delaware County Soil & Water Conservation District upon the Town Attorney's review of said documents. Resolution was seconded by Greg Lavorina, all in favor, resolution declared adopted.

VISITOR COMMENTS: none

CORRESPONDENCE:

- Catskill Recreation Center- CRC along with Overlook Mountain Bicycles is organizing their 3<sup>rd</sup> annual Cross Mountain Crusher Gravel Grinder scheduled for Sat., April 28<sup>th</sup>.
- NYCDEP- Downsville Dam Biennial Safety Inspection- Responses to DEC's January 30, 2018 safety inspection- "*In general, the dam continues to be well maintained.*"

REPORTS- written reports on file at Town Clerk's Office:

- Cooks Falls Water District- March 2018- 19 customers balance due \$1,005.00; Receipts of zero disbursed to Supervisor.
- Downsville Water District- March 2018- 37 customers balance due \$3,186.28; Receipts of \$272.20 disbursed to Supervisor.
- Tax Collector- As of 2/28/18 2165 Transactions -Base Tax Total \$6,618,906.15- 74% Paid.
- Town Clerk- March 2018-Total disbursed \$2,496.56 of which \$2,448.56 was Town revenues.

Supervisor Merrill reported that we had a closeout audit with the State regarding the Housing Rehabilitation Community Development Block Grant; we are waiting for their final report before we act on their recommendations.

Bonnie Seegmiller reported on the Clean Energy Communities Program/Grant: we have been notified that apparently there is not a good signal in the area of the diner for the charging stations and that the Clean Energy Communities Program has used up their funds. Supervisor Merrill stated that we will pursue the street light project; to comply with grant regulations, we needed to submit project plans by April 13<sup>th</sup>, and we are not going to meet the deadline for the \$50,000 grant. The Board thanked Bonnie for all of her work on this project.

Supervisor reported that we have received one quote for central air conditioning system for the Town Hall. Town Attorney commented that we may need to go out to bid.

Supervisor Merrill reminded the Board that a Public Hearing has been scheduled for the next meeting, Wed. April 18<sup>th</sup>, regarding the dissolution of the Downsville Lighting District.

Supervisor reported that we have received the funds from the New York State Justice Court Assistance Program, now we need to do a budget amendment for these funds. Board discussed.

NO. 34-2018 04/04/18      Budget Amendment for JCAP Grant

Janet Champlin made the following resolution:

WHEREAS, the Town of Colchester Justice Courts had made an application to the 2017-2018 New York State Justice Court Assistance Program in the amount not to exceed \$29,055.84; and WHEREAS, the NYSJCAP has approved funds for the Colchester Town Court, Delaware County in the amount of \$28,456.88; and

WHEREAS, the Town of Colchester has received said NYSJCAP funds in the amount of \$28,456.88;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Colchester hereby authorizes Supervisor Arthur M. Merrill to amend the 2018 Budget by increasing the General Revenue NYS Grant Fund #3060.1 by \$28,456.88 and increasing the General Appropriations Justice Edel JCAP Grant #11104.1.14 by \$28,456.88.

Resolution was seconded by Julie Markert, all in favor, resolution declared adopted.

Supervisor Merrill reported that yesterday, he was elected as a member of the Catskill Watershed Corporation (CWC) Board of Directors; now he must resign from the Coalition of Watershed Towns (CWT); Supervisor suggested that one of our Board Members should seek this position.

Supervisor reported that two applications for use of Public Facility Permits have been submitted. Board discussed.

NO. 35-2018 04/04/18      Public Facility Permit No.03-2018

Janet Champlin made the following resolution:

WHEREAS, Ramona E. Wachtler on behalf of the James S. Moore Unit 167 American Legion Auxiliary has applied for a Public Facility Permit to use the Pepacton Park located at 15500 State Hwy 30, on Sunday, April 8<sup>th</sup> from 11AM to 2PM for a Soup/Chili Sale;

THEREFORE BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes the Town Clerk to issue Public Facility Permit No.02-2018 to James S. Moore Unit 167 American Legion Auxiliary for the use of the Pepacton Park located at 1550 State Hwy 30, Downsville, NY on April 08, 2018 for a fund raiser.

Resolution was seconded by Julie Markert, all in favor, resolution declared adopted.

Julie Markert made the following resolution:

WHEREAS, Town of Colchester Historian, Kay H. Parisi-Hampel has applied for a Public Facility Permit to use the Downsville Covered Bridge Park located at 48 Bridge Street, on Saturday, June 9<sup>th</sup> from 11:30AM to 1:30PM for a picnic and Regional Meeting of the New York State Public Historians;

THEREFORE BE IT RESOLVED that the Town Board of the Town of Colchester hereby authorizes the Town Clerk to issue Public Facility Permit No.03-2018 to Kay H. Parisi-Hampel for the use of the Downsville Covered Bridge Park located at 48 Bridge Street, Downsville, NY on June 09, 2018.

Resolution was seconded by Greg Lavorgna, all in favor, resolution declared adopted.

Supervisor Merrill made the following announcements:

- Next Regular Board Meeting Wed., April 18<sup>th</sup> with the Public Hearing for the dissolution of the Downsville Lighting District at 7PM, Board Meeting immediately following.

Highway Supt Kenneth Eck reported that the work done on Campbell Mt Road a couple of years ago, has started to crack again; two pipes have failed and DEC has issued a Stop Work Order; we are keeping an eye on the situation, in the meantime we have closed the road from Morton Hill Road to Campbell Mt Road.

Highway Supt Eck reported that we have another Town interested in buying one of our trucks, Truck #114- 2012 Freightliner with sander, plow & wing; we can do this through an Inter-Municipal Agreement; the new truck we ordered is replacing this truck; we will need to purchase a sander for the new truck. Board discussed roads and truck inventory.

**SUBMISSION OF BILL/EXPENSES:** Julie Markert made the motion, seconded by Greg Lavorgna, that the vouchers be approved, subject to any corrections or deletions, all in favor, motion carried. Abstract No.06-2018 Voucher No.148-177; Totaling \$58,156.73.

Mark Mattson made the motion to go into executive session to discuss DEC negotiations, seconded by Janet Champlin, all in favor, motion carried. Board entered executive session at 8:50 PM. Town Attorney and Highway Supt. were invited to stay. Board held discussion. Mark Mattson made the motion to enter back into regular session, seconded by Janet Champlin, all in favor, motion carried. Board entered regular session at 9:30 PM. Board made no decision forthcoming.

With no further business, Julie Markert made the motion for adjournment, seconded by Greg Lavorgna, all in favor, motion carried. Meeting adjourned at 9:30 PM.

Respectfully Submitted:

Julie B. Townsend  
Town Clerk