

**TOWN OF CONESVILLE
TOWN BOARD MEETING
AGENDA
Conesville Town Hall
June 13, 2022, 7:00 PM**

Roll Call:

a. Council Persons: Bill Federice - Present, Carl Fancher - Absent, Laurel Mattice - Present, Robert Proudman - Absent, Kelly Smith - Present

b. Officials: Carrie Sutton - Present, Richard Irwin - Present, Marie Stuber - Absent, Diane Williams - Present, William Amend – Present, Kimberly Young - Present

2. Pledge of Allegiance

3. Public Hearing – Margaretville Telephone Company (MTC) Franchise Renewal –

Councilwoman Mattice made a motion to open the public hearing, this was seconded by Councilman Kelly, motion carried. Mr. Glen Faulkner, general manager of MTC spoke, requesting that the town renew their franchise agreement, which has been in place since July of 2012, for a period of fifteen years. Conesville has not imposed a franchise fee in the past and that agreement was requested to remain in place. Supervisor Federice stated that he felt the agreement should stand because it was another way of taxing the community, which he opposes. Councilman Smith made a motion to close the public hearing, which was seconded by Councilwoman Mattice, motion carried. Councilman Smith made a motion to accept and approve the franchise agreement with MTC. This was seconded by Councilwoman Mattice. Motion carried.

4. Privilege of the Floor

a. Fred Ruckel – Mr. Ruckel requested privilege of the floor with questions and suggestions relating to the topic of the Park Rules Resolution on the meeting agenda. He noted that State allows for the use of recreational cannabis in any space where smoking is permitted and the draft of the rules which had been posted only specifically banned alcohol and recreational cannabis. Supervisor Federice noted that this issue had been raised after the draft was posted and that a revision had been made to include tobacco, and that the list of proposed rules would be read as part of the review process. Mr.

Ruckel also raised concerns regarding the prohibition on political events in the town park. He acknowledged that as a public place it was not appropriate to have a row of political signs at the park, and would likewise be an unacceptable location for large political rallies, that it is one of the few public spaces in the town where candidates could hold campaign events. He noted that having such events in private homes could feel intrusive and uncomfortable for some and that he hoped the town would consider this fact.

5. **Minutes:** Review and Approval of May 9, 2022 minutes. Councilwoman Mattice made a motion to accept the minutes from the May 9th meeting. This was seconded by Councilman Smith. Motion Carried.

6. **Assessor's Report**

- a. **Marie Stuber** - Ms. Stuber's report contained information on the Board of Assessment Review which took place on June 6th. One request for reduction was denied, and two were accepted with stipulations. She met with several others on the 13th to work on the 2023 revaluation schedule and requested confirmation from the board that they indeed intended to go ahead with the revaluation and paying Mr. Los for his assistance on the project. Also gave a reminder about board discussion about the increase of the maximum allowed income for senior exemptions. Supervisor Federice stated that he is working on a proposal relating to that exemption with the real property tax office. Councilman Smith made a motion to approve the revaluation based on negotiations of salary. This was seconded by Councilwoman Mattice. Motion carried. Councilwoman Mattice made a motion to accept the assessor's report, seconded by Councilman Smith. Motion carried.

7. **Code Enforcement Officer's Report**

- a. **Richard Irwin** – There are currently 42 open permits and five active enforcement orders. Four new permits were issued, five certificates of compliance, two renewals, four

inspections, six site work visits, five complaint visits, two remedy orders one stop-work order, and four no permit visits. CEO drove a total of 136 miles in the last month. Councilman Smith made a motion to accept the CEO's report, seconded by Councilwoman Mattice. Motion carried.

8. Town Clerk's Report

- a. **Carrie Sutton** – There were three dog licenses, (two new, one renewal), four sewer district payments, and five water district payments collected. Councilwoman Mattice made a motion to accept the clerk's report, seconded by Councilman Smith.

9. Town Tax Collector's Report

- a. **Diane Williams** - Total taxes collected for the year total \$1,831, 792.24 with \$228,521.87 remaining unpaid at this time. Councilman Smith made a motion to accept the collector's report which was seconded by Councilwoman Mattice. Motion Carried.

10. Sewer District Operator's Report

- a. **Travis Castle** – Average daily flow rate for the month of May was 3,130 gallons. Jetting on the Bull Hill section of line has been completed and while some biofilm was noted, there was no grease observed. Pump that failed is under warranty and is being rebuilt by Emmons Metro. Councilman Smith made a motion to accept the sewer district operator's report, seconded by Councilwoman Mattice. Motion carried.

11. Historian's Report

- a. **Kim Young** - Town Historian gave a brief overview of the work that is going to be conducted by Sean Mullan and other volunteers to restore headstones and gates in the East Conesville/Hubbard Road cemetery. The County has the historical marker from the Richtmyer Tavern and is making repairs to it on our behalf. The Historical Society is in the process of applying for an EIN number and also status from the State. Also, a large amount of leg work was done to help someone with genealogical documentation for the

Daughters of the American Revolution application. Councilwoman Mattice made a motion to accept the historian's report seconded by Councilman Smith. Motion carried.

12. Highway Superintendent's Report

- a. William Amend** – Signs have been posted notifying motorists of paving on South Mountain Road which is scheduled to begin in August, however that date may change. Several of the truck radios recently got repaired and several more still need to be worked on. Hot patches on Durham, South Mountain, and Tolls Hallow seem to be holding up, and several other potholes have been filled with crusher run. Motor for pavement roller has been ordered and has arrived but needs to be installed. Culverts have been replaced on Karlau and Van Aiken Roads. Also, two cross culverts, one on South Mountain Road was discovered to be completely clogged and grown over, and another on Davis Road have been dug out and replaced. All the steel culverts that have been pulled out lately have been completely rusted through and unusable. Mowing and brush trimming has also started.

Highway Supervisor wanted to preface his next remarks with the utmost respect to the board for all their help and support as they have all been very helpful to him as he has stepped in as highway superintendent. He was informed by one of the highway department employees that morning that they were giving their two-week notice, citing the pay rate being the driving factor. He stated it was a shame because they had a good team and they have accomplished so much since April that without this individual they would have been unable to have completed. He said they are losing a good worker, operator, and mechanic and he does not feel he will be able to replace him. He has saved the town a great deal by doing in-house repairs that would otherwise have had to been outsourced. He stated that the issue of pay has been raised several times before and that there needs to be a solution that is satisfactory to everyone. Supervisor Federice stated that this was the entire purpose behind the incentive pay/bonus that is scheduled to be

paid out at the end of the year. If the pay is raised, there is no point behind the incentive and the pay rate would become unsustainable for the town. Councilman Smith noted that this individual left employment with the town a year ago, for the same company that they are going to work for now, and came back six months later and that he thinks there is more to the story than we are aware of and should wait to comment. He also stated that he believes the Town should keep the incentive in place and if it needs to be modified for next year that may be an option.

Councilman Smith made a motion to accept the highway report. Councilwoman Mattice seconded, motion carried.

13. Supervisors County Report

- a. **Bill Federice** – Sales Tax Distributions: Currently there is a 4% sales tax in the county, of that 5% goes to the towns and is based on assessment. Under an approved resolution that would change to being dually determined by assessment and population meaning Conesville would get a larger share than in years passed.

The second item of interest was the County Tax Auction. Based on previous years, the treasurer's office had anticipated sales totaling about a half a million dollars, but they totaled one and a half million with Conesville seeing the highest dollar amount in sales.

Councilman Smith made a motion to accept the Supervisor's County Report, seconded by Councilwoman Mattice. Motion carried.

14. Town Business

- a. Supervisor's April 2022 Financial report: Councilman Smith made a motion to accept the Supervisor's financial report for April 2022, seconded by Councilwoman Mattice. Motion carried.
- b. Budget Resolution to increase the budget to include the purchase of the Couchman House using funds received from the American Rescue Plan Act (ARPA). Roll Call was taken: Bill

Federice - Aye, Carl Fancher - Absent, Laurel Mattice - Aye, Robert Proudman - Absent,
Kelly Smith - Aye

- c. Loader Bond Anticipation Note: Last year the town purchased a new loader because it was more cost-efficient than repairing the old one. At the time the interest rate was 0.65%. This bond anticipation note needs to be renewed and the interest rate has increased significantly. The most recent quote was 2.25% and is only expected to rise by the due date of July 13th. Supervisor Federice requested the Board's permission to continue the line of inquiry into this option so long as the interest rate remains at or below 3%. Councilman Smith made a motion to approve this action, seconded by Councilwoman Mattice. Motion carried.
- d. Couchman House Update – As mentioned before during the Historian's report and the budget resolution, things are moving forward relating to the sale. The check should be at the Treasure's office by 17 June as there was no permissive referendum was requested.
- e. Conesville Town Park Use Rules Resolution – The proposed rules for the Town Park were read. Rich Irwin, code enforcement, asked if the rules were enforceable and if so how. Supervisor Federice said that at this time there would be no fines set at this time, but if need be, that would be addressed in the future. Many of these rules have always been the norm, but they were never formalized in writing before. With all the new residents and increased requests for the pavilion, it was determined that it should be formalized to minimize confusion.
- f. JCAP Grant Update – Judges platform riser and wall painting has been completed and the contractor who will be resurfacing the floors is aware that we are ready for work to begin as soon as their calendar clears. Councilwoman Mattice made a motion for the Town to start requesting bids for the split system heating/cooling for the town hall building. Seconded by Councilman Smith. Motion carried.

- g. Town Baseball Coach Appointment – Councilwoman Mattice made a motion to appoint Charles “Nick” Cudemo as the town’s youth baseball coach. Seconded by Councilman Smith. Motion carried.
 - h. Annual Tire Day- Councilman Smith made a motion to set the date for the town’s annual tire day as July 9th, 2022. Seconded by Councilwoman Mattice. Motion carried.
 - i. Highway Service Update – A large portion of this topic was discussed during the highway supervisors report, but Supervisor Federice did state that he would again be looking into the labor share options which were suggested several months ago.
 - j. Board Member Input -N/A
 - k. Review Invoices – Councilman Smith made a motion to review the invoices seconded by Councilwoman Mattice. Motion carried.
- 15. Adjourn** – Motion to adjourn the meeting made by Councilwoman Mattice, seconded by Councilman Smith. Motion carried.

Marie Stuber, Assessor
Town of Conesville
1306 State Route 990V
Gilboa, NY 12076

Office: 607-588-7211 Fax: 607-588-6832
Office Hrs. Tuesdays 10-1 November 1- March 31
or By Appt
conesvilleassessor@gmail.com

Assessor's Monthly Report

June 13, 2022

Dear Board Members

This month the Board of Assessment Review was held on June 6. We had one application mailed to us by an Attorney representing the property owner who was asking for a very high reduction in the current assessed value which the Board which the board denied. Two other owners and I made an agreement and I presented those two as stipulations to the Board who concurred agreement to them. One of the stipulation was a substantial reduction due to the home having been damaged due to improper care after the owner was deceased. The home was full of mold and other damage.

I will be meeting with Karen Quinn, Mark Los and Bob Breglio this Monday the 13th to work on the plans for the 2023 revaluation that is scheduled to be completed. If the board is not in agreement to complete this revaluation, please let me know now. I also need confirmation that the Board had agreed previous to Mark retiring that he would be compensated for his time to assist in the 2023 reval process. I will be doing quite a bit of road work for the revaluation process.

A friendly reminder about the Board discussing the possibly increase to the Maximum allowed income for Seniors who receive the Senior Aged exemption for Lower income seniors. This will affect seniors whose social security increased to over the allowable income to be eligible for the exemption. This will not affect anyone exemption until the 2024 rolls but always good to be prepared ahead.

Sincerely
Marie Stuber, Assessor

TOWN OF CONESVILLE BUILDING DEPARTMENT

Code Officer Activity Report: **June**

May 05- June 8, 2022

- 1- Area of my home office all set up for T/Conesville CEO responsibilities.
- 2- Working with the assessor to bring improvements up to date.
- 3- Currently - 42- open permits
5 - active enforcement- Order to Comply
- 4- Filing paperwork in the town SBL folders.
- 5- DEC Flood Insurance Program Community Assistance Contact- phone conversation completed.

ACTIVITY	TOTAL	PROPERTY INFO	UPDATED 06 07
Building Permits	4	Ruckel, serraro, young, spaun, carman.	
Certificate of Occupancy	0		
Certificate of Compliance	5	Farrell, Lloyd, shiffer, pallotti x2.	
Permit Renewal	2	Savarino, decowski	
Property Search	0		
STR Permit	0		
Final Inspections	2	Farrell, Lloyd, shiffer, pallotti x2.	
Building/Code Inspections	4		
Pre-work/ Site Visits	6	Bergman, dewell, oconnor, serraro, bull hill x2, bucko, carman	
Unsafe Building Notice	0		
No Permit Visits	4	Jones/fitzpatrick, smith, galati, yates	
Complain / Follow Up	5	Bucko, kremos, lloyd x2, jones	
Compliance/Remedy Order	2	Jones/Fitspatrick, smith	
Stop Work Orders	1	Lloyd	
Summons	0		
Fire/Safety Inspection	0		
Telephone/email inquiries	-----	Getting busy	
Miles	136		

TOWN CLERK'S MONTHLY REPORT

TOWN OF CONESVILLE, NEW YORK

MAY, 2022

TO THE SUPERVISOR:

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Pursuant to Section 27, Subd 1 of the Town Law, I hereby make the following statement of all fees and moneys received by me in connection with my office during the month stated above, excepting only such fees and moneys the application and payment of which are otherwise provided for by Law:

A2544

<u>3</u>	DOG LICENSES	<u>25.00</u>	
	TOTAL A2544		25.00

Sewer district payments : 4

Water district payments: 5

Tax Collection Totals

Town of Conesville
 Tax Year: 2022
 Sun, Jun 5, 2022, 02:12 PM

25 Zero amount tax bills
 142 Unpaid tax bills
 2 Partially paid tax bills
 1162 Fully paid tax bills

 1331 Total number of tax bills

1122 payments collected by collector, 45 by Co Treasurer

Total to be collected this year: \$1,831,792.24

Tax Collector(s) Paid Amounts

Total base paid: \$1,537,588.96
 Total penalty: \$3,732.33
 Total late notice: \$0.00

 Sub total paid: \$1,541,321.29

Total refunds: \$0.00

Net Collected \$1,541,321.29

Treasurer Collect: \$65,681.41

Treasurer LateFees Col: \$0.00

Total unpaid: \$228,521.87

Breakdown of totals by Swis Code

# Bills	Tax Due	Base Pd	Collected(*)	Treas Collect(*)	Owed
432800	-Town of Conesville				
1306	\$1,831,792.24	\$1,537,588.96	\$1,541,321.29	\$65,681.41	\$228,521.87

* - Totals Collected represents the base amount paid plus penalties and late notice fees minus any refunds issued.



West Conesville Wastewater Treatment Facility Monthly Update Report

This is a monthly update for the West Conesville Wastewater Treatment Facility. These are the highlights in your sewer district for the previous month.

- The average daily flow for the month of May was 3,130 gallons a day.
- We have completed the jetting of the Bull Hill Road section of the collection system. We started at the top of the collection system and worked our way down in the direction of the main pump station. We had a septic hauler located at the main pump station, cleaning out the water that came in the pump station from jetting the line. He had advised me that he noticed some sloughing, or similar a bio film coming in the pump station when we first started to jet the line. He did advise me that he did not notice any grease coming in. Since the completion of the jetting, we have not had any issues with the pumps at the main pump station.
- We reached out to Emmons Metro to check on the status of the pump that they came down pulled from the main wet well located at the plant. They took the pump back to their shop to rebuild, under warranty. They advised me that the pump rebuild has been completed, and they would be dropping it off the next time that they would be coming near this area.

We will be pleased to answer any questions you may have about the West Conesville Wastewater Treatment Facility. You can always contact us by phone 1-(845) 532-8079, (518) 928-7861, by email (tcastle@lvdvoperations.com), or in person.

Best regards,
Travis Castle (Chief Operator)

Superintendents Monthly Report, May 2022

We have posted the signs in preparation for paving South Mountain Rd in August. Expect that There will be changes to that date. Due to the inability to communicate during several snow storms, radio repair came to the town garage and worked on some of the truck radios. We need them to return so they can look at the vehicles that were not here the first time. Durham, South Mountain and Toals Hollow roads were partially hot patched and seem to be holding up well. Potholes on some of the other roads were repaired with crusher run. A new engine for the pavement roller has been ordered and received. Culverts and road surfaces have been somewhat repaired on Karlau and Van Aiken. A lot of work taking place on South Mountain with culvert replacement and cross culverts clogged and getting the road ready for paving. A new cross culvert has been installed on Davis Rd. Another new one installed on S. Mtn where we didn't even know there was one as it was completely clogged and buried. Every older steel culvert we have excavated out was completely rotted and leaking. We have started mowing and cutting back the brush from the sides of the road.

Bill Amend

Town of Conesville
Resolution Number 38 2022
Budget Amendments
June 13, 2022

Increase	To		Description	Decrease	To
738.90	2,629.79	A1090	Interest & Penalties on Real Property Tax Revenue		
		A1232	Tax Collection Fees Revenue	738.90	0.00
200.00	450.00	A1110.4	Justice Contractual Budget		
		A1620.4	Town Hall Contractual Budget	200.00	29,799.87
200.00	600.00	A1220.4	Supervisor Contractual Budget		
		A1220.2	Supervisor Equipment Budget	200.00	700.00
19,930.07	19,930.07	A1366.4	Tax Sale Other Govts, Contractual Expense Budget		
			ARPA Fund Balance	19,930.07	50,633.93
553.00	6,700.00	A1430.4	Bookkeeper Contractual Budget		
		A1990.4	Contingent Budget	553.00	24,255.60
300.00	400.00	A6410.4	Publicity Contractual Budget		
		A1990.4	Contingent Budget	300.00	23,955.60
100.00	200.00	A7310.2	Youth Programs Equipment Budget		
		A1990.4	Contingent Budget	100.00	23,855.60
2,700.00	2,700.00	DA2637	Unclassified Revenues Budget		
14,743.07	214,743.07	DA3501	CHIPS Revenue Budget		
14,743.07	164,743.07	D5112.2	Permanent Improvements - Capital Outlay Expense Budget		
881.45	0.00	D9060.8	Hospital and Medical Insurance Expense Budget		
		D1990.4	Contingent Budget	881.45	3,977.67

Board Member	AYE	NAY	ABSTAIN
Federice, William	✓	_____	_____
Fancher, Carl	_____	_____	\
Mattice, Laurel	✓	_____	_____
Proudman, Robert	_____	_____	\
Smith, Kelly	✓	_____	_____

Carl Fancher
 13 June 2022

Town of Conesville
Resolution 39 of 2022
Page 1 of 2

Resolution formalizing requirements for the use of the Conesville Town Park

Whereas; the Conesville Town Park is a center for community activity and recreation which is maintained by the Town for the enjoyment for all residents and visitors, further

Whereas; to maintain the quality of the Conesville Town Park, the Town is committed to physically maintain the Park to be a safe and enjoyable place for use by all, further

Whereas; in order to maintain orderly use of the Park and the facilities there and ensuring the enjoyment of all who visit it, the Town Board hereby establishes the following Park Use requirements, many of which are already informally in place, therefore

Be it resolved; the following Park Use Rules are placed into effect upon adoption of this resolution:

- a) Users of the Park are asked to be mindful of other persons using the Park with the same respect they would expect from others.
- b) The Park is available dawn to dusk. Use of the Park outside those times should be registered with the Town Clerk.
- c) The Park is a carry in / carry out location. Park visitors are to take out any litter they generate.
- d) Young children using playground equipment should do so in the presence of an adult.
- e) Smoking, alcohol consumption and use of recreational cannabis is prohibited.
- f) No political activity or campaigning is to be done at the Park.
- g) Posting of political and commercial signs is prohibited.
- h) Other than highway legal vehicles which are to be parked on the Park grounds adjacent to State Route 990V; no other motor vehicles are permitted in the Park with the exception of Town owned vehicles and those providing services contracted by the Town.
- i) Events or gatherings are welcome. Events or gatherings should be scheduled through the Town Clerk to avoid potential conflicts, especially the use of the Park Pavilion.
- j) Commercial events are permitted if registered with the Town Clerk accompanied by a certificate of insurance naming the Town of Conesville as an additional insured party.

Town of Conesville
Resolution 39 of 2022
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A motion to adopt this resolution was made by Councilperson Smith

and seconded by Councilperson Mattice

	Aye	Nay	Absent
Supervisor Federice	<u>✓</u>	<u> </u>	<u> </u>
Councilperson Fancher	<u> </u>	<u> </u>	<u>✓</u>
Councilperson Mattice	<u>✓</u>	<u> </u>	<u> </u>
Councilperson Proudman	<u> </u>	<u> </u>	<u>✓</u>
Councilperson Smith	<u>✓</u>	<u> </u>	<u> </u>
TOTAL VOTES	<u>3</u>	<u> </u>	<u>0</u>


13 June 2022
Carrie Sutton, Conesville Town Clerk

Seal