

REGULAR MEETING  
December 9, 2019

The Regular Meeting of the Town Board of the Town of New Bremen, County of Lewis and the State of New York was held at the Town Municipal Office Building, 8420 State Rte. 812, New Bremen, New York on the 9<sup>th</sup> day of December 2019.

Town Officer's Present: Peter J. Keys, Supervisor  
David L. Becker, Councilman  
Joseph E. Aucter, Councilman  
Marcus Bush, Councilman  
Casandra M. Buell, Councilwoman  
Douglas E. Herzig II, Hwy. Superintendent  
Elizabeth B. Jones, Clerk

Attended by: John Young, Deputy DCO and 5 other individuals

Supervisor Keys called the meeting to order at 6:00 p.m. with the Pledge to the Flag.

**RESOLUTION NO. 124 OF 2019**  
**APPROVAL OF MINUTES**

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

RESOLVED, the minutes of the November 11, 2019 meeting are approved.

**OPEN PUBLIC HEARING**

The Public Hearing for the renewal of the New Bremen Fire Protection Contract was declared open at 6:01 p.m. with the clerk presenting Proof of Publication in the Journal & Republican.

**CLOSE PUBLIC HEARING**

There were no questions or comments by the public pertaining to the renewal of the New Bremen Fire Protection Contract. Therefore, the public hearing was hereby closed at 6:02 p.m. by Supervisor Keys.

**RESOLUTION NO. 125 OF 2019**  
**NEW BREMEN FIRE PROTECTION DISTRICT CONTRACT**

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

RESOLVED, that the Town of New Bremen does hereby renew the agreement with the Croghan Volunteer Fire Department, Inc., and the Village of Croghan to furnish fire protection to the Town of New Bremen, known as the New Bremen Fire Protection District, and be it

FURTHER RESOLVED, that the Croghan Volunteer Fire Department, Inc. shall receive \$16,275.00 a year during the term of the contract, and be it

FURTHER RESOLVED, that the contract effective dates shall be from January 1, 2020 through December 31, 2021, unless terminated as per agreement.

\*Copy of said contract is incorporated at the end of these minutes.

**RESOLUTION NO. 126 OF 2019  
DOG CONTROL OFFICER'S MONTHLY REPORT**

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

RESOLVED, the Dog Control Officer's monthly report is approved as submitted.

**DCO CONTRACT**

Reviewed the proposed dog control contract for 2020, hold for end of year meeting when mileage rate is set. Deputy DCO Young gave a brief report on the meeting with Ag & Markets at the Lewis Co. Humane Society and touched on the importance of having a contract between the Town and CVC for care and procedure for injured dogs brought in for treatment by the DCO. Supervisor Keys will contact CVC to discuss their position on a contract.

**COUNCIL REPORTS**

Councilman Aucter contacted Nick Nortz of Nortz & Virkler and ordered the F450 4x4 Crew Cab & Chassis Pickup with body, approved at the November 11, 2019 meeting. Chris Adams, Deputy Highway Superintendent asked what color was chose for the pickup. The highway men were hoping to change the color from silver to Blue Jeans Metallic; it will not change the price as Mr. Adams confirmed it with Mr. Nortz. After discussion, the Board agreed to change the color as long as there is no change in the price. Councilman Aucter will contact Mr. Nortz to make the change.

Councilwoman Buell spoke on the following:

1. Pratt Northam Foundation is now accepting applications for the Workship Program for summer employment for students if we are interested. Discussed the past summer student workers and their duties and possibly using them to mow the New Bremen Rural Cemetery instead of hiring an individual. Councilwoman Buell will get an application to Highway Superintendent Herzig to start the application process.
2. Looking in to possible recreational ideas for the New Bremen Crystal Pond. NYS DEC suggested a fishing deck which would be fully funded by them and according to the DEC they have full fishing rights. Councilman Becker disagrees with that statement. Muck removal from the pond is another suggestion. Councilwoman Buell also proposed the idea for a kayak kiosk for self-serve kayak rental. Will continue to research.

**RESOLUTION NO. 127 OF 2019  
TOWN CLERK'S MONTHLY REPORT**

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

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

**TAX COLLECTION**

Collector Jones attended the training provided by Systems East for the new tax collection program provided by the County. Training was very limited and not very helpful. Also, started the application process with Systems East and Xpress-pay for online payments of taxes; which has not been a very smooth process.

**HIGHWAY**

Highway Superintendent Herzig reported on the following:

1. Three new part-timers have started along with the new winter temp - on a call in basis.
2. Miscellaneous repairs, painting, maintenance, etc. on equipment.
3. Replaced circulating pump on heating system in the shop.
4. Put up delineators on town roads to mark the edge for the plows.
5. Incident of snow plow sliding off the Soft Maple Road, called Groff's towing service to pull the truck back on the road safely.
6. Incident of a nose plow shoe breaking off near railroad tracks in Beaver Falls causing two (2) cars to have flat tires. Had them repaired by Monnat & Nortz.
7. Still issues with Truck #40 and its transmission pump. Continuing to work on it.

**LOADER**

Reviewed the updated quote for a new loader from Milton CAT along with financing proposal. After review/discussion, the following resolution was presented.

**RESOLUTION NO. 128 OF 2019  
PURCHASE OF NEW LOADER**

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

RESOLVED, to purchase 1 – 2019 CAT 938M Wheel Loader (coupler) through Milton CAT, NYS Contract PC66988 for \$177,650.00 less trade in of the 1977 CAT Loader for \$20,000.00 and down payment of \$35,000.00 – balance of \$122,650.00 to be financed through Milton CAT for four (4) years with payment of \$32,694.01 due in April of 2020; and be it further

RESOLVED, that Supervisor Keys is authorized to complete and sign the finance/ownership contract for said purchase.

**RESOLUTION NO. 129 OF 2019  
APPROVING AGREEMENT WITH THE COUNTY FOR  
SNOW AND ICE CONTROL FROM THE COUNTY ROAD SYSTEM**

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

WHEREAS, the Board of Legislators of Lewis County adopted Resolution #430 on November 19, 2019 designating the improved roads of the County Road System of the County from which snow and ice should be removed there from, and

WHEREAS, the County Superintendent of Highways was authorized to enter into agreement with the Towns for the aforementioned purpose during the fiscal years of 2020 - 2024 at the rates as specified in the Agreement, now therefore, be it

RESOLVED, that the Town Superintendent of Highways of the Town of New Bremen, Lewis County be and hereby is authorized and directed to enter into agreement with the County of Lewis to remove snow and ice from the improved County Road System as shown on the agreement filed in the Clerk's office.

\*Copy of said agreement is incorporated at the end of these minutes.



**RESOLUTION NO. 134 OF 2019  
BEAVER FALLS LIBRARY CONTRACT**

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

BE IT RESOLVED, that the Town Board of the Town of New Bremen hereby approves the contract with the Beaver Falls Library for 1 year period, automatically renewed each year to complete a full 5 year contract, effective January 1, 2020 thru December 31, 2024, and be it

FURTHER RESOLVED; that for free library service to the Town of New Bremen residents, the Town of New Bremen will appropriate and pay to the Beaver Falls Library the sum of \$2,700.00 per year, for their services as specified in the complete contract on file in the Town Clerk's Office and at the Beaver Falls Library.

**TRANSFER**

Discussed transferring money to the building reserve and equipment reserve funds. After discussion, the following resolution was presented.

**RESOLUTION NO. 135 OF 2019  
BUDGET TRANSFER**

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

RESOLVED, that Supervisor Keys is authorized to transfer \$10,000.00 from A9902.9 to the Building Reserve Fund and \$20,000.00 from A9902.9 to the Equipment Reserve Fund.

**NO. 3 WATER DISTRICT**

The term of office for Brenda Dicob, Water Commissioner for the No. 3 Water District ends on 12/31/19. After discussion, the following resolution was presented.

**RESOLUTION NO. 136 OF 2019  
WATER COMMISSIONER REAPPOINTMENT FOR  
NO. 3 WATER DISTRICT**

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

RESOLVED, that Brenda Dicob is hereby reappointed as Commissioner of the No. 3 Water District for a 3 year term effective 1/1/20 thru 12/31/2022. Following is a listing of members with their terms.

Gwenda Segovis – 1/1/18 to 12/31/20  
Francis Dicob – 1/1/19 to 12/31/21  
Brenda Dicob – 1/1/20 to 12/31/22

**SALARY/PAY RATE FOR 2020**

The Board reviewed the salary/pay rate schedule for the highway employees, elected and appointed officials for 2020. After discussion, the following resolution was presented.



**RESOLUTION NO. 137 OF 2019  
SALARY/PAY RATE SCHEDULE FOR 2020 FOR  
HIGHWAY EMPLOYEES, APPOINTED & ELECTED OFFICIALS**

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

Supervisor	Peter J. Keys	\$12,000.00	Monthly
Town Clerk	Elizabeth B. Jones	22,718.00	Monthly
Justice	Errol A. Aucter	8,885.00	Monthly
Justice	Aimee L. Murphy	8,885.00	Monthly
Highway Supt.	Douglas E. Herzig II	50,000.00	Monthly
Councilman	David L. Becker	3,000.00	Quarterly
Councilman	Joseph E. Aucter	3,000.00	Quarterly
Councilman	Casandra M. Buell	3,000.00	Quarterly
Councilman	Alexis L. Lyndaker	3,000.00	Quarterly
Assessor	Robert B. Ball	20,065.00	Monthly
Tax Collector	Elizabeth B. Jones	5,042.00	March & June
Health Officer	Sean Harney	400.00	Annual (Dec)
Registrar	Elizabeth B. Jones	600.00	Annual (Oct)
Dog Control Officer	Nicholas Astafan	4,000.00	Monthly
Court Clerk	Emily J. Zehr	13.96 hr.	Monthly
Deputy Town Clerk	Vacant	13.52 hr.	Monthly
Assessor's PT Asst.	Vacant	13.52 hr.	Monthly
Historian	Errol A. Aucter	300.00	Annual (Dec)
Hwy. Supt. Secretary	Elizabeth B. Jones	450.00	Annual (Oct)

**Highway Employees – New Wages start with next payroll 12/13/19 to 12/26/19**

Christopher R. Adams, Deputy	\$19.49 hr. - \$29.23 OT
Thomas J. Lee	\$18.94 hr. - \$28.41 OT
Christian D. Murphy	\$18.94 hr. - \$28.41 OT
Zachary J. Virkler	\$18.94 hr. - \$28.41 OT
Jonathan L. Campeau	\$18.94 hr. - \$28.41 OT

**Part Time Highway Employees**

PT MEO's - \$18.94 hr. - \$28.41 OT  
PT Laborer's - \$14.88 hr.

**PLANNING & ZONING**

Discussion followed concerning the inactivity and vacancies on the Planning Board and Zoning Board of Appeals and ways to promote interest.

**RESOLUTION NO. 138 OF 2019  
SUPERVISOR'S MONTHLY FINANCIAL REPORT**

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

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

