

## REGULAR MEETING

July 8, 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 8<sup>th</sup> day of July 2019.

Town Officer's Present: Peter J. Keys, Supervisor  
David L. Becker, Councilman  
Joseph E. Aucler, Councilman  
Marcus Bush, Councilman  
Casandra M. Buell, Councilwoman  
Elizabeth B. Jones, Clerk  
Nicholas Astafan, DCO  
John Young, Deputy DCO

Absent - Jonathan M. Bush, Hwy. Superintendent

Attended by: Approximately 4 people

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

**RESOLUTION NO. 67 OF 2019**  
**APPROVAL OF MINUTES**

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

RESOLVED, the minutes of the June 10, 2019 meeting are approved.

**FLOOR**

Supervisor Keys opened the floor for public comment. Kelly Balash of 7501 Ossont Road, Town of New Bremen filed a written complaint with Ward Dailey, Zoning Officer on property located at 7670 Baker Road, Town of New Bremen, owned by Melissa Shinnick, 5093 Cemetery Road, Lowville, NY, for non-compliance with the NYS Uniform Building Codes for un-mowed lawn, garbage and litter on the ground and a building that is unsafe and not maintained and is an eyesore for anyone traveling past the property. Mr. Dailey served a Notice of Violation on June 17, 2019 with an Order to remedy and gives thirty (30) days following the date of receipt of such Order. Mrs. Balash did state rats have been seen on the property and neighboring properties and the well cover looks to be off the well. Supervisor Keys will contact Mr. Dailey for an update and possibly ask the Town's Public Health Officer, Dr. Sean Harney to check out the property.

Robert Boliver, Water Commissioner for the Beaver Falls Water District explained their Board's inquiry to have "delinquent" water rents added to the county/town tax bill. Normally delinquent water rents were collected via letters and at times a personal request for payment at the user's home or by shutting the water off. They contacted the Lewis County Real Property Tax office for guidance. Candy Akin, Real Property Tax Director sent a letter stating that the municipality/municipalities within the Beaver Falls Water District can by resolution authorize such action according to Town Law 198 (3)(d). After discussion, the following resolution was presented.

Mr. Boliver left the meeting at 6:15 p.m.

(Regular Meeting of July 8, 2019 con't.)

**RESOLUTION NO. 68 OF 2019**  
**AUTHORIZING THE ADDITION OF DELINQUENT WATER RENTS**

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

WHEREAS, the Beaver Falls Water District did inquire from the Lewis County Real Property Tax office whether delinquent water rents could be added to the county/town tax bill, and

WHEREAS, Town Law section 198(3)(d) allows for the addition of delinquent water rents to the supplied property's county/town tax bill by resolution by the municipality/municipalities within the water district, and

WHEREAS, the Town of New Bremen is within the Beaver Falls Water District, now therefore be it

RESOLVED, the New Bremen Town Board hereby authorizes the addition of delinquent water rents to the supplied properties within the Beaver Falls Water District to the county/town tax bill annually.

**COUNCIL REPORTS**

Councilman Aucter stated he will get a preliminary copy of the Employment and Liability Guidelines sent out to all Board members the middle of July in order to have time to review for the August meeting.

Councilwoman Buell reported on the continued progress of the installation of the playground.

**RESOLUTION NO. 69 OF 2019**  
**TOWN CLERK'S MONTHLY REPORT**

On a motion of Councilman Aucter, seconded by Councilman Becker, 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.

**COUNTY TAX INSTALLMENT**

Clerk Jones presented information from Candy Akin, County Real Property Tax Director outlining the proposed tax installment payments process for the collection of Town-County taxes. The Board needs to determine whether they want to opt in or opt out of the installment payment option, which would be done by Town Board resolution and must be done by October 1, 2019. The County has committed to pay the software costs to Systems East for two years and is a one-time offer to promote county-wide participation and a savings of about \$4500 per municipality. If a Town opts out of it at this time and wishes to opt in at a later date, the Town will be responsible to cover the software fee and annual support fee which would be approximately \$4500. Tax Collectors will have a chance to view the software application by Systems East at a meeting on July 25, 2019 at 5:30 p.m. No action at this time. The Board would like to review the information further before making a final decision.

(Regular Meeting of July 8, 2019 con't.)

**HIGHWAY SUPERINTENDENT**

Superintendent Bush gave a brief report to the Board on the following:

1. Met with Attorney Farley to discuss the drainage situation on the River Road. He will draw up a document outlining work to do with conditions and will forward to the Board for review. If all are in agreement and sign off the work will be completed.
2. No new info from Nick Nortz of Nortz & Virkler on a 1 ton dump truck.
3. The two (2) summer youth workers have started and are working out very well.
4. Extreme Winter Recovery money that was cut from this year's CHIPS program was reinstated by the state which will give the Town back \$29,244.86 to use for road repairs.
5. No money for Bridge NY this year to replace some of our bridges/culverts. Will reapply.
6. Submitted two (2) updated quotes on a loader to Councilman Bush per his request.

Councilman Bush submitted copies of the two (2) quotes for a new loader each quote is less the trade price of the 1977 CAT 950 loader – Milton CAT – 2019 CAT 938M \$156,975.00 and Monroe Tractor – 2019 CASE 721G \$164,077.00. Discussion followed with no action at this time. Supervisor Keys feels a decision needs to be made on the 1 Ton pickup before committing to purchasing a new loader.

**RESOLUTION NO. 70 OF 2019  
JUSTICES MONTHLY REPORTS**

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

RESOLVED, the Justices monthly reports are approved as submitted.

**DCO**

Nicholas Astafan, DCO briefed the Board on dog control activities along with his new process of keeping track of and updating expired rabies vaccinations on licensed dogs. Also, asked the Board if they had any questions pertaining to information he submitted to them at the May 13<sup>th</sup> meeting. Supervisor Keys asked him to resend the information for further review.

**RESOLUTION NO. 71 OF 2019  
DCO'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 DCO's monthly report and six (6) month report are approved as submitted.

**RESOLUTION NO. 72 OF 2019  
APPOINTMENT OF SOLE ASSESSOR**

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

RESOLVED, that Robert B. Ball is hereby appointed as Sole Assessor for the Town of New Bremen for a Term of 6 years effective October 1, 2019 thru September 30, 2025.

(Regular Meeting of July 8, 2019 con't.)

**RESOLUTION NO. 73 OF 2019  
TRANSFER OF FUNDS**

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

RESOLVED, that Supervisor Keys is authorized to transfer \$3,000.00 from Contingency - A1990.4 to New Bremen Rural Cemetery - A6510.42 then to the Cemetery Checking Account to cover mowing and other expenses accrued for the cemetery.

**RESOLUTION NO. 74 OF 2019  
SUPERVISOR'S FINANCIAL REPORT**

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

**RESOLUTION NO. 75 OF 2019  
AUDIT OF CLAIMS**

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 and directed to pay the following amounts on Abstract #6 & #7 of 2019 in the following amounts.

General	Voucher #82 thru #90	\$1,910.01
Highway T-Wide	Voucher #72 thru #82	\$1,923.69
Highway T-Outside	Voucher #12 thru #16	\$28,125.75

The next regular meeting of the Town Board of the Town of New Bremen will be held on August 12, 2019 at 6:00 p.m. at the Town Municipal Office Building.

With no further business, on a motion of Councilman Becker, seconded by Councilman Aucter, the meeting was adjourned at 7:20 p.m. Carried unanimously.

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Elizabeth B. Jones, RMC  
Town Clerk/Tax Collector