

REGULAR MEETING  
MARCH 11, 2019

**DRAFT**

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 11<sup>th</sup> day of March 2019.

Town Officer's Present: Joseph E. Aucter, Deputy Supervisor/Councilman  
David L. Becker, Councilman  
Marcus Bush, Councilman  
Casandra M. Buell, Councilwoman  
Elizabeth B. Jones, Clerk  
John Young, Deputy DCO

Absent: Peter J. Keys, Supervisor  
Jonathan M. Bush, Hwy. Superintendent

Attended by: Approximately 4 people

Deputy Supervisor Aucter called the meeting to order at 6:01 p.m. with the Pledge to the Flag.

**RESOLUTION NO. 27 OF 2019  
APPROVAL OF MINUTES**

On a motion of Councilman Becker, seconded by Councilwoman Buell, the following resolution was  
ADOPTED Ayes 4 Becker, Aucter, Bush, Buell Nays 0

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

**FLOOR**

Deputy Supervisor Aucter opened the floor for comments. Sue Sauer – Mattis Road TNB – asked if it were possible to have a “blind area” sign raised on the Cut Off Road near Ricky and Cathy Streeter’s residence for Mrs. Streeter. Clerk Jones will refer the information to Highway Superintendent Bush. Jeff Duffer – Patty Street TNB – asked the Board if we demoed a couple tandem dump trucks. He feels the Town should not be spending taxpayer dollars on luxury models. The Board is unsure of the demos. The Board stated that Supervisor Keys did mention at a previous meeting whether to look at the possibility of purchasing a new tandem dump truck instead of a new loader this year due to the major issues with truck #35. Discussion followed with no action taken.

**COUNCIL**

Councilwoman Buell stated she will be attending an upcoming conference and is hoping to get information from attending vendors pertaining to grant funding for a salt shed. She also asked for permission to apply for a couple grants – (1) for \$6,000 through the Beaver River Youth Advisory Council to cover the remainder cost of the playground project, (2) for 2019 OCFS Youth Development Funds through the Lewis County Youth Bureau. This is a competitive grant and is possible to receive up to \$6,515 in funds to help defer the cost of summer youth projects. Lastly, she asked the Board to consider approving the purchase of the playground equipment now, through state contract for \$26,161.00, in order to have it installed and usable for summer. After discussion of all items, the following resolutions were presented.

**RESOLUTION NO. 28 OF 2019  
BEAVER RIVER YOUTH ADVISORY COUNCIL FUNDS**

On a motion of Councilwoman Buell, seconded by Councilman Bush, the following resolution was  
ADOPTED Ayes 4 Becker, Aucter, Bush, Buell Nays 0

RESOLVED, Councilwoman Buell is hereby authorized to apply for funds through the Beaver River Youth Advisory Council.

**RESOLUTION NO. 29 OF 2019  
APPROVAL TO PURCHASE PLAYGROUND EQUIPMENT**

On a motion of Councilwoman Buell, seconded by Councilman Becker, the following resolution was  
ADOPTED Ayes 4 Becker, Aucter, Bush, Buell Nays 0

RESOLVED, to move forward with the purchase of playground equipment through state contract for \$26,161.00, and be it further

RESOLVED, that said purchase is contingent on whether the Town receives complete funding of the project.

**RESOLUTION NO. 30 OF 2019  
2019 OCFS YOUTH DEVELOPMENT FUNDS**

On a motion of Councilman Aucter, seconded by Councilman Becker, the following resolution was  
ADOPTED Ayes 4 Becker, Aucter, Bush, Buell Nays 0

RESOLVED, Councilwoman Buell is hereby authorized to apply for funds through the 2019 OCFS Youth Development Funds through the Lewis County Youth Bureau.

**RESOLUTION NO. 31 OF 2019  
TOWN CLERK & TAX COLLECTOR'S MONTHLY REPORTS**

On a motion of Councilman Bush, seconded by Councilwoman Buell, the following resolution was  
ADOPTED Ayes 4 Becker, Aucter, Bush, Buell Nays 0

RESOLVED, the Town Clerk and Tax Collector's monthly reports are approved as submitted.

**TRAINING**

Clerk Jones asked the Board for permission to attend the Tug Hill Commission Local Government Conference at JCC on March 28<sup>th</sup> along with the NYSTCA Conference in Syracuse May 5 – 8<sup>th</sup>.

A Motion was made by Councilman Becker, seconded by Councilwoman Buell, that Clerk Jones has permission to attend both conferences. Ayes 4 Becker, Aucter, Bush, Buell Nays 0

**GRAVEL BIDS**

Received one (2) sealed bids for bank run gravel. After discussion, the following resolution was presented.

**RESOLUTION NO. 32 OF 2019  
BANK RUN GRAVEL BID**

On a motion of Councilman Bush, seconded by Councilwoman Buell, the following resolution was  
ADOPTED Ayes 4 Becker, Aucter, Bush, Buell Nays 0

RESOLVED, that the Clerk presented Proof of Advertising to bid for bank run gravel in the Journal & Republican. The following bids were received:

Paul Lyndaker - \$2.00 per yd.  
Bush Enterprises - \$1.25 per yard

BE IT FURTHER RESOLVED, that the bids for bank run gravel are hereby accepted and per Highway Superintendent Bush's recommendation, to draw from the closest pit or that has the best quality product that is needed for the job.

Superintendent Bush submitted a written report to the Board. After review, a motion was made by Councilwoman Buell, seconded by Councilman Bush, that the report submitted by Highway Superintendent Bush is hereby accepted. Ayes 4 Becker, Aucter, Bush, Buell Nays 0

**RESOLUTION NO. 33 OF 2019  
JUSTICES MONTHLY REPORTS**

On a motion of Councilman Becker, seconded by Councilwoman Buell, the following resolution was  
ADOPTED Ayes 4 Becker, Bush, Buell Nays 0

RESOLVED, the Justices monthly reports are approved as submitted.

**RESOLUTION NO. 34 OF 2019  
DCO MONTHLY REPORT**

On a motion of Councilman Aucter, seconded by Councilwoman Buell, the following resolution was  
ADOPTED Ayes 4 Becker, Aucter, Bush, Buell Nays 0

RESOLVED, the DCO monthly report is approved as submitted.

**SEXUAL HARASSMENT TRAINING**

The deadline for the completion of sexual harassment training is September 2019. The state has a model video on their website that's approximately 30 minutes long. Will get information together and set up times and dates for the training.

**EMPLOYMENT GUIDELINES**

Councilman Bush and Councilman Aucter will be meeting with the highway employees to discuss the Employment and Liability Guidelines and will bring suggested changes to the next regular board meeting.

**SITE PLAN REVIEW**

The Lewis County Planning Board forwarded their letter of approval with conditions for Site Plan Review and Zoning Permit Application No. 2 – 2018 submitted by Mohawk Networks LLC, 2819 State Rte. 95, Bombay, New York for the construction of a 199’ self-support tower for wireless communication on property located at 8488 Erie Canal Road, Town of New Bremen, NY, Tax Map No. 148.00-01-09.100 owned by Craig A. Schmitt & Bobbi S. Schmitt. The Board asked Highway Superintendent Bush to review “Condition 2 – driveway width” and give his recommendation. Mr. Bush feels the proposed 12’ gravel driveway will be sufficient. After discussion, the following resolution was presented.

**RESOLUTION NO. 35 OF 2019  
SITE PLAN REVIEW & ZONING PERMIT APPLICATION NO. 2 OF 2018**

On a motion of Councilman Aucter, seconded by Councilman Bush, the following resolution was  
ADOPTED 3 Becker, Aucter, Bush Recusal 1 Buell Nays 0

WHEREAS, the County Planning Board did review Site Plan Review & Zoning Permit Application No. 2 – 2018 submitted by Mohawk Networks LLC, 2819 State Rte. 95, Bombay, New York for the construction of a 199’ self-support tower for wireless communication on property located at 8488 Erie Canal Road, Town of New Bremen, NY, Tax Map No. 148.00-01-09.100 owned by Craig A. Schmitt & Bobbi S. Schmitt, pursuant to General Municipal Law, Article 12-B, Section 239-M, and

WHEREAS, the County Planning Board did approve said application with conditions as follows:

1. Compliance with all Local, State and Federal regulatory requirements for this type of facility and the products stored.
2. According to Article V, Subsection 510(b), the minimum maintained width of driveway shall be twenty-four (24) feet which allows for incoming and outgoing vehicles to pass one another safely; however, if the Town of New Bremen Town Board feels that the proposed 12’ gravel driveway will suffice for this use, Article VII, Subsection 755 states that The Town Board may waive, subject to appropriate conditions of any or all standards and/or requirements herein set forth if in the special circumstances of a particular application such standards are not in the interest of the public health, safety, and general welfare or strict adherence to such standards and/or requirements would cause unnecessary hardship for the applicant without achieving public benefit objectives.
3. Site plans should be sent by the applicant to Colonel Polk at Fort Drum in order to bypass any potential interference with the military base.

NOW, THEREFORE BE IT

RESOLVED, the Town Board of the Town of New Bremen hereby gives its final approval of Site Plan Review & Zoning Permit Application No. 2 of 2018, and hereby waives “Condition 2” above, accepting the proposed 12’ gravel driveway as sufficient for this project, and be it

FURTHER RESOLVED, the Town Board of the Town of New Bremen sets the following contingencies to be met for said site plan application:

- 1) Applicant meets “Conditions 1 and 3” as stated above

\*Copy of said letter of approval is included at the end of these minutes.

**STREET LIGHTING CONVERSION PROGRAM**

Councilwoman Buell reviewed previous emails pertaining to the LED Outdoor Street Lighting Conversion Program through National Grid and feels we should move forward with the program just need a commitment letter from the Town Board. After discussion, the following resolution was presented.

**RESOLUTION NO. 36 OF 2019  
LED OUTDOOR STREET LIGHTING CONVERSION PROGRAM**

On a motion of Councilwoman Buell, seconded by Councilman Becker, the following resolution was  
ADOPTED Ayes 4 Becker, Aucler, Bush, Buell Nays 0

RESOLVED, that the Town Board of the Town of New Bremen hereby authorizes moving forward with the LED Outdoor Street Lighting Conversion Program through National Grid for the New Bremen and Beaver Falls Lighting Districts.

**RESOLUTION NO. 37 OF 2019  
AUDIT OF CLAIMS**

On a motion of Councilwoman Buell, seconded by Councilman Becker, the following resolution was  
ADOPTED Ayes 4 Becker, Aucler, Bush, Buell Nays 0

RESOLVED, that Deputy Supervisor Aucler is authorized and directed to pay the following amounts on Abstract #3 of 2019 in the following amounts

General	Voucher #26 thru #38	\$1,757.29
Highway T-Wide	Voucher #23 thru #32	\$10,787.48

**OTHER BUSINESS**

Received thank you notes from the Beaver River Senior Citizens and Volunteer Transportation Center, thanking the Board for their continuous support.

The Lewis County IDA developed and adopted a policy to address property taxation related to mid-sized commercial solar energy projects. This policy is a supplement to their Uniform Tax Exemption Policy which guides all tax incentive agreements for the LCIDA. They can be found on their website.

The next regular meeting of the Town Board of the Town of New Bremen will be held on April 8, 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 Bush, the meeting was adjourned at 7:25 p.m. Carried unanimously.

---

Elizabeth B. Jones, RMC  
Town Clerk/Tax Collector