Proceedings of a regular meeting of the Town Board of the Town of Pamelia held on Monday, May 9, 2022 at the Municipal Building, Route 37; Supervisor Scott Allen called the meeting to order at 7:00 p.m. Council members present were Kenneth Hart, Lisa Brenon, Ricky VanTassel, and Rusty VanTassel. Highway Superintendent Bruce Call, Engineers John Condino and Dustin Clark, Attorney Bill Buchan, and Supervisors Clerk Annie Snyder were also present. Town Clerk Gwen Call was absent.

Minutes approved

Minutes of the April 11, 2022 regular meeting were approved as submitted on a motion made by Lisa Brenon and seconded by Ken Hart. All voted aye; carried.

Budget Appropriations

Lisa Brenon made a motion and Ken Hart seconded to approve the following budget appropriations. All voted aye; carried.

To: A1420.4	+	$3.000
From: 1990.4	-	3,000
Water District		
To: SW1380.4	+	5,000
From: SW8320.4	-	5,000

Funds Amended

A motion was made by Ken Hart and seconded by Lisa Brenon to amend the April 11, 2022 Capital Fund total from $328,660.53 to $326,076.53 to subtract a bill not yet approved by EFC. All voted aye; carried.

Barton and Loguidice

Dustin Clark stated that last month he presented the Sewer District No. 10 Expansion and also improvements to the Rt 37 sewer corridor.

Dustin Clark stated that the next step for the Town Board is to decide whether to proceed with the Projects or not.

Council member Rusty VanTassel stated he would like to make a motion to shut the whole Project down. Ken Hart seconded the motion.

Council member Lisa Brenon stated that the interest surveys that were returned for the Projects were positive.

Supervisor Scott Allen explained the reasons why the Sewer Project was proposed in the beginning.

Resident Nelson Schorr stated he did not send in the survey but is not in favor of the Sewer Project.

After the discussion, the motion on the floor stands. Supervisor Scott Allen voted no, Lisa Brenon voted no, Ricky VanTassel voted yes; carried.

Dave Hart questioned if the affected people will be notified by the Town Board that the Sewer Project has been turned down. The Board agreed that they should be notified.

The Town Board requested that Dustin get a price on the improvements for the existing Sewer customers.

There was a discussion on the cost of replacing or repairing existing grinder pumps.

John Condino stated B&L will come back next month with an estimated cost of the improvements including grinder pumps. The Board can then make a decision on how they want to proceed.

Scott Allen made a motion and Rusty VanTassel seconded to send a letter to the residents that were in the proposed expanded Sewer District No. 10 to let them know that the Town Board has decided not to go forward with the project. All voted aye; carried.

Scott stated that when the Town Board goes forward with sewer improvements, letters will be sent to existing users to let them know what steps will be taken.

Dustin Clark updated the Board on the current Water Project. Due to more rock being found than was showing from the borings, there will be fuel surcharges from the contractor. Therefore, there will be no contingency for extra replacements that they were hoping to do.

Dustin reported that they have already applied for one grant through Northern Border Regional Commission for $750,000.

Dustin stated that the Board has to decide whether to sell the pipe on hand and see if we get the grant money, or keep the pipe and start the loan process.

Supervisor Scott Allen reported that they are looking for a leak right now and nothing is visible yet. If the leak isn't found in the next day or two, the next step would be to bring in NY Leak Detection which would cost about $5,000.

Scott also reported that they have a hydrant off at the corner of Investor Drive which has a leak and is shut down. DANC will see if it is repairable.

Scott stated that the Project will still replace pipe from the Rt 342 intersection up to the Willowbrook Golf Course and from Rt. 37 up to Rt. 81. They will not be doing the southern end of Rt. 37 and Rt.11.

After a discussion, Scott Allen made a motion and Rusty VanTassel seconded to have B&L and Attorney Bill Buchan prepare a Bond Resolution for the June meeting. All voted aye; carried.

The Town Board also agreed to allow Scott Allen to contact NY Leak Detection if the water leak is not found within the next few days.

Highway Superintendent

Bruce Call reported that they will be paving two miles of Perch Lake Road.
He provided the 284 Agreement between the Highway Department and the Town Board for signature.

Bruce stated that the McCracken property at the corner of Knowlesville Rd. and Perch Lake Rd. has been sold, and questioned whether the grandfather clause canceled because of the sale.

Attorney Buchan stated that once the property is sold, there is no grandfather clause and the new owner would have to apply for a permit for a Town Board decision, or the Town can have the owner clean up the property according to NYS code.

Bruce questioned if the owner of the Patel property on Liberty Ave. has dedicated the turnaround over to the Town, because they cannot get a Certificate of Occupancy until that has been done. He stated there seems to be a lot of activity there recently. Scott Allen stated that he has not received anything on that yet.

Attorney Buchan stated that the Board has two options: Send Patel a letter requesting him to do what is necessary, or the Town can do what is necessary, draft the documents and do the survey to transfer the property. The Town can then bill him for the cost or relevy the cost on his property taxes.

After a short discussion, it was decided that Attorney Buchan will draft a letter to Mr. Patel giving him his options on how to proceed with the transfer.

Bruce also stated that he has gotten the permission from Hal Halladay, property manager for the Corporation that owns the property at the end of Finch Road to allow the Town to construct a turnaround for the snowplow instead of using the owners driveway. This would include getting a survey and getting the permanent easement.

Rusty VanTassel made a motion and Scott Allen seconded to have Bill Buchan confirm who is the title owner of the property before going forward. All voted aye; carried.

Bruce stated that when the budget was being discussed last year, there was discussion about a new pickup truck to replace the 2018 which would be sold. It inadvertently got left out of the budget. Because of Covid, he couldn't order the truck at that time anyway, so he didn't pursue it.

After speaking to a Chevy dealership, who is State bid, there will be a 1 to 2 week window before the end of May when Bruce would be able to order the truck before they will shut down until next year.

Council members Rusty VanTassel and Ken Hart stated they are not in favor of purchasing a new pickup truck.

There was a discussion on how the sales tax money should be spent. Scott Allen stated that the NYS Comptroller, after the 2015 audit, said the Town should be allocating and using the money from the Fund Balance because it was in excess.

Scott Allen reported that sales tax revenue is up $55,000 from last year after the first two checks from 2022.

Council member Ken Hart stated that sales tax money is not the Town's money.

Resident Estella Hart stated that sales tax money received by the Town is the Town's money and should be spent on things that are needed for the Town and is in favor up upgrading the truck.

Supervisor Scott Allen stated that he has been trying to bring the Town into a better position, and have upgrading the equipment, and should be proactive and spend the money to move forward. He stated it is a great investment in the Town.

Lisa Brenon made a motion and Scott Allen seconded to allow Highway Superintendent Bruce Call to go forward with the purchase of the new pickup truck. Rusty VanTassel voted nay; Ken Hart voted nay; Ricky VanTassel voted nay; not carried.

Bruce Call also stated that it is going to be two years before he could get a new plow truck. He would either sell the 2016 Plow truck or sell the Sterling truck and move the 2016 to a back up.

Scott Allen made a motion to allow Bruce to order the new truck since it would be 1 ½ to 2 years before he would receive it. After a discussion, Lisa Brenon seconded the motion. Ken Hart voted no, Rusty VanTassel voted no, Ricky VanTassel voted no; not carried.

Bruce Call stated that this Town Board does not have any plans in investing in the Town assets. He stated that it's too bad that more Town residents don't show up to the meetings to see what is really going on. He stated that we have brought this Town so far ahead in the last 6 – 7 years, and now the Town Board wants to go backwards.

Ricky VanTassel offered a Resolution to sell the 1997 Sterling plow truck seconded by Rusty VanTassel. Ken Hart voted aye, Scott Allen voted nay, Lisa Brenon voted nay.

Bruce Call stated that the Town Board cannot sell Highway equipment. He stated they can only recommend it. Scott Allen also stated that it would be the discretion of the Highway Superintendent to sell it.

Rusty VanTassel suggested that Attorney Buchan get some clarification on the matter. Bill Buchan stated he will give written opinion.

Supervisor Scott Allen reported that there has been a shortage of members on the Board of Assessment Review.

Scott Allen made a motion to appoint David Hart to the BAR. Rusty VanTassel seconded. All voted aye; carried.

Public Comments

Tim Kelly, 23900 Rt. 12, would like to know what the status of the Rainbow Motel on Rt. 12. Scott Allen reported he was in contact with the owner. He has met with him on site twice. The owner was informed he must get an asbestos survey on the burned out part of the building. Then he will need to get a demolition permit. The owner said he is planning to rebuild a single story building on the site. Scott informed him he will also need to get a building permit and go in front of the Planning Board. The owner told Scott that the contractor working on the site, whom Scott gave all the paperwork to, is no longer corresponding with the owner. Scott will give the owner the asbestos paperwork and get him in touch with the County for a demolition permit.

Lisa Brenon asked for an update on the Hotis Motel. Scott reported that Abe, owner of the motel is also having trouble getting contractors. The water is back on, and the sewer is unplugged.

Howard O'Brien, representing the Pamelia Volunteer Fire Department was present and thanked the Board for money given the Department for the replacement of fire hose lost in the Griff's fire. He reported the department has three new students that have completed the EMT class and passed the State practicals. Their next project is to look into establishing a NYS Certified First Responder Agency.

Ricky VanTassel asked Scott about a trailer that has sewer running under it and the owner stated they can't get help. He has went to the Department of Health, and was told to come to the Town for help.

Scott stated that he has a private sewer system and it is the owners' responsibility to repair it. Attorney Buchan also stated that it is a private obligation and not the municipalities responsibility. Bill Buchan suggested the owner should go to the Town Justice to file a petition of eviction.

Payment of the Bills

Ricky VanTassel made a motion and Ken Hart seconded to pay the General Fund bills totaling $24,492.35 No. 84 - 102, Highway Fund bills totaling $2,307.59 No. 54 - 64, Special District Fund bills totaling $161,791.04 No. 46 - 55, and Capital Fund bills totaling $724,458.04 No. 22 - 24, and Trust and Agency bills totaling $9,797.39 No. 5. All voted aye; carried.

Adjournment

The meeting adjourned at 9:33 p.m. on a motion made by Rusty VanTassel and seconded by Ken Hart. All voted aye; carried.

Gwen Call

Gwen Call
Town Clerk
May 9, 2022