Proceedings of a regular meeting of the Town Board of the Town of Pamelia held on Monday, September 12, 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, Engineer Taylor Jennings, Attorney Bill Buchan, Legislator Kory Grant and Supervisors Clerk Annie Snyder were also present.

Minutes approved

Minutes of the August 8, 2022 regular meeting were approved as submitted on a motion made by Ken Hart and seconded by Rusty VanTassel. All voted aye; carried.

Funds Amended

A motion was made by Lisa Brenon and seconded by Ricky VanTassel to amend the August 8, 2022 Capital Fund total from $436,234.27 to $350,454.89 to subtract bills not yet approved by the EFC. All voted aye; carried.

Budget Appropriations

A motion was made by Rusty VanTassel and seconded by Ken Hart to approve the following budget appropriation. All voted aye; carried.

General Fund		
From: A1620.4	-	$8,000
To: A1420.4	+	8,000

Correspondence

Supervisor Scott Allen reported that construction on the Love's Travel Stop has started and Scott stated they have a very aggressive schedule.

Scott Allen presented a contract drafted by Attorney Bill Buchan for the Pamelia Volunteer Fire Department event scheduled for September 24th at the Town of Pamelia Municipal building. The agreement states the Fire Department will provide a Certificate of Insurance. The Department will have access to the parking lot and bathroom facilities. The Department will supervise the event, maintain order and clean up the parking lot and the Town Hall building after the event.

Resolution #31

Lisa Brenon offered Resolution #31 and Rusty VanTassel seconded approving the Event Contract with the Pamelia Volunteer Fire Department. All voted aye; carried.

Scott Allen reported that at the Rt 3 Sewer Board Meeting it was decided that there will tentatively be a $7.00 increase in the variable EDU rates for Sewer Districts #2 and #8.

Barton and Loguidice

Taylor Jennings gave the Board an update on the progress of the Water Project.
Taylor presented and reviewed Change Order #4 with North Country Contractors. The increase totals $3,320,023.33 caused by more rock found that needed additional borings, increased cost of HDPE pipe for Additives #1 and #2, and bid items quantity adjustments.

Also, Taylor stated that NCC has requested a 12 month time extension for the Project based on the addition of Additives #1 and #2, and additional time for the amount of rock that was encountered and additional rock cutting that will be required.

Taylor also presented an Amendment to Owner-Engineer Agreement between Barton & Loguidice and the Town of Pamelia. The additional fees are for construction observation and construction administration oversight. The total amendment amount is $455,000.

Taylor stated that they are still pursuing additional funding for the added costs.

Lisa Brenon made a motion and Rusty VanTassel seconded to approve Change Order #4 and the Amendment to the Owner-Engineer Agreement. All voted aye; carried.

Taylor reported that they are hooking up more customers and have started work on Rt 342 at Highland Meadows Golf Club.

Taylor reported that B&L has submitted the WIIA grant application for the Sewer Project.

Taylor stated that the one-year warranty coating inspection for the Water Tower is scheduled for September 21st.

Supervisor Scott Allen reported that Upstate Leak has detected leaks at the intersection of Plaza Dr and Rt 11 which has been repaired and another one behind the Seaway Shopping Center. Also, two leaks have been repaired on Rt 342 near the DOT barn.
Scott stated that the Town is experiencing a tremendous amount of water loss.
There was a discussion on how the Town Board wants to proceed with the issue.
It was agreed that Scott will get a quote from DANC to do whatever options are available to find the leaks. Also, Scott will contact Upstate Leak to come in again to search for leaks. He stated that maybe we can begin marking laterals to help search for leaks.

Scott Allen also reported that the sewer pump station across from Hinds Road had faults going on over the weekend.

Junkyard License Renewal

Rusty VanTassel made a motion and Ken Hart seconded to approve the renewal of the Junkyard License for Northstar Auto and Salvage. All voted aye; carried.

Hotis Motel

Supervisor Scott Allen reported that since the last meeting, Jefferson County Codes has done an inspection of the property. The owner has been notified of the results and has until September 22, 2022 to respond.

Lori Woodard, daughter of Richard and Claire Fulkerson, who live nearby asked what happens after the deadline. She stated it has been 45 days since the dumpsters have been removed. Lori also read a FOIL request obtained by Joe Primmer. There were 126 calls from multiple agencies to the Hotis Motel, and since January 1st the Northpole Fire Company had 167 calls and 34 of them were for the Hotis Motel.

Attorney Bill Buchan stated that a letter was sent in February, and a second inspection has been done. He stated that violations have persisted and the next step is to bring action in the Town Court to have the building closed. The owner has been notified and if he does not respond the Town can proceed. He stated that he will ask the Court to issue an order to evict all the people that are there because the building is not safe. There will be basis to proceed if the building does not meet code. Bill stated that the ability to process the case depends on the facts. Attorney Buchan stated the Town will direct Jefferson County have access to the buildings to do additional inspection, and if the County reports imminent hazard, then the Town can proceed.

Lisa Brenon made a motion and Rusty VanTassel seconded to allow Attorney Bill Buchan to move forward with the process. All voted aye; carried.

After a discussion, it was decided to allow Supervisor Scott Allen to enter into a contract with contractors to remove trash from the site and add a dumpster, and to authorize expenditures associated with the cleanup.

Fowler Sewer Hookup

Supervisor Scott Allen stated that last month he discussed having a Pubic Hearing for the Fred and Sally Fowler sewer hookup on Route 37. Attorney Bill Buchan explained that you would not need a Public Hearing if you're not changing the district formation. The Fowlers will come in as an out of district user. The cost would be about 10 – 15% higher as an out of district user.

Scott will prepare a contract for next meeting.

Public Comments

Ricky VanTassel asked about the situation with the Doolittle property. Scott Allen asked Attorney Buchan about the original contracts and litigation with the Doolittle property. Attorney Bill Buchan stated that the contracts were terminated by the settlement, and if the Town were to reverse the decision and use a well to supplement the system, the Town would have to go through the permitting process, which was never done in the past. It would mean a significant development project in order to qualify the well to get it permitted. Bill Buchan also stated that the residents settled the lawsuit because the well was taken out of service, and he feels that the Town could have another lawsuit if the well was brought back. He feels that it would be problematic for the Town Board to move in that direction.

Ricky VanTassel stated that Mr. Doolittle says that he is still owed money for legal fees.

Supervisor Scott Allen stated that was all settled in the lawsuit. Attorney Buchan reported that there is a settlement document. Bill Buchan will contact Attorney Burrows who represented Mr. Doolittle to clarify, and stated that he will share the settlement document with him.

The Town Board set the special meeting for the presentation of the 2023 Tentative Budget for October 3, 2022 at 7:00 p.m.

The Preliminary Budget would be presented at the October 10, 2022 regular meeting. The Public Hearing for the Preliminary Budget will be held on October 24, 2022 at 7:00 p.m.

Payment of the Bills

Rusty VanTassel made a motion and Ken Hart seconded to pay the General Fund bills totaling $19,232.38 No. 156 - 175, Highway Fund bills totaling $172,479.03 No. 101 - 113, Special District Fund bills totaling $30,665.32 No. 91 - 99, Capital Fund bills totaling $1,490,928.76 No. 42 - 47, and Trust and Agency bills totaling $10,532.86 No. 9. All voted aye; carried.

Adjournment

The meeting adjourned at 8:44 p.m. on a motion made by Lisa Brenon and seconded by Rusty VanTassel. All voted aye; carried.

Gwen Call

Gwen Call
Town Clerk
September 12, 2022