

# TOWN OF ESSEX

PO Box 355  
2313 Main Street  
Essex, New York 12936

Edward Gardner  
Supervisor

Patricia Gardner  
Town Clerk

## TOWN COUNCIL:

Claire LaPine  
Bryan Garvey  
James LaForest  
Gretel Schueller

## March 10, 2016 Regular Town Board Meeting

Supervisor Gardner called the meeting to order at 6:00pm.

Roll Call: Councilperson Schueller  
Councilperson LaForest  
Councilperson Garvey  
Councilperson LaPine  
Supervisor Gardner

Motion by Claire LaPine, seconded by Bryan Garvey to accept Minutes Regular Meeting 2/11/2016:

	Yea	No
Councilperson LaPine	x	
Councilperson Garvey	x	
Councilperson LaForest	x	
Councilperson Schueller	x	
Supervisor Gardner	x	

Motion by Bryan Garvey, seconded by Gretel Schueller to accept minutes of Emergency Meeting on 2/18/2016.

	Yea	No
Councilperson LaPine	x	
Councilperson Garvey	x	
Councilperson LaForest	x	
Councilperson Schueller	x	
Supervisor Gardner	x	

Supervisor Gardner offered the floor to Ken Hughes, Essex Initiatives. Ken described the objects of this group and that they are trying to become non-profit. He asked that the board support this group by having a board member become a voting member of the Essex Initiatives board. Members of the town board asked questions and shared concerns. They thanked Ken for this input.

Supervisor Gardner asked if anyone else would like to address the board. Derrick Wrisley told the board that he got his certification in the mail today, and was wondering what was going to happen and questions why he is being dismissed. He

asked if he had done something wrong. At this point Bryan Garvey suggested we discuss this in a closed meeting.

A motion to enter into Executive session at 615pm to discuss the personnel issue of a certain person was made. All in favor no nays.

Supervisor Gardner at 6:30 made a motion to re-enter the regular meeting. No decisions were made.

Supervisor Gardner asked if anyone else wished to speak. Tom Stransky was wondering if as in the town board is planning for the future and developing committees to do this. Supervisor Gardner explained that the board is being proactive by; establishing a committee at the first meeting to look at various procedures and plans, planning for highway purchases, looking at the water. Mr. Stransky also asked where the broad band issue was. Supervisor Gardner explained that this area was excluded from round one of the state funding but the Willsboro Essex Development Committee is still actively pursuing this. He asked Ken Hughes, who is also on that committee for his input.

Supervisor Gardner reported that there were no responses to the ad and that he was informed today from the Supervisor of Willsboro that at their town board meeting last night they decided not to go into a contract for shared services with us for the Zoning/Codes officer. He does not know why but feels that there is more to this than this contract because they were trying to tie it into this their newly purchased Senior Van. After some discussion, Supervisor Gardner will ask if there are any other communities that may be willing to do a shared service and try calling a couple of people Lauren Murphy suggested. The town clerk asked if the state should be notified of this. Supervisor Gardner will look into it.

Supervisor has opened up the discussion to sell the Old Stone Church. Bryan Garvey supports putting it out to sealed bid, selling it to the highest bidder. Gretel asks that a large portion of this money be used to support a clear benefit and not to just pay off bills. Discussion ensued about the appraisal and what some perceive as a true value. The minimum bid has to be the appraisal. At the next meeting a motion will be introduced with final details including use of the money.

A motion was made by James LaForest, seconded by Bryan Garvey to sell the Old Stone Church by sealed bid, with the details of the sale with the Attorney for the town.

	Yea	No
Councilperson LaPine	x	
Councilperson Garvey	x	
Councilperson LaForest		x
Councilperson Schueller		x

Supervisor Gardner                    x

A motion made by Bryan Garvey and seconded by Gretel Schueller to allow Richard Tietelbaum to attend the APLGA Day. All in favor, no nays.

**Resolution 34-2016** is being made to appoint Kerry Wade Assistant Water Superintendent for the remainder of 2016.

Motion Made By: Bryan Garvey  
Seconded By: Gretel Schueller  
All in favor, no nays.

Supervisor Gardner reported that the EPA has set a schedule for completion for the new water project, including finding water by 6/1, having plans by 12/31/16 and completion by 12/31/17. All felt it was with reason for the town to complete.

Combining the Water and Waste Water departments was discussed at length with the following resolution coming from it.

**Resolution 34a-2016** is being made to integrate the town's water function with the waste water treatment changing the appointment titles as follows:

Superintendent of Water and Superintendent of Waste Water is now Superintendent of Water/Waste Water;

Assistant Superintendent of Water and Assistant of Waste Water is now Assistant Superintendent of Water/Waste Water.

Motion Made By: James LaForest

Seconded By: Bryan Garvey

	Yea	No
Councilperson LaPine	x	
Councilperson Garvey	x	
Councilperson LaForest		x
Councilperson Schueller		x
Supervisor Gardner	x	

The following resolution was requested from Bradley French to support increase in CHIPS money.

## **Resolution 36-2016**

**Whereas**, a reliable transportation infrastructure is vital for the safety of New York's travelling public and its economy; and

**Whereas**, 85 percent of New York's roads and bridges are maintained by local governments; and

**Whereas**, despite well-timed and targeted preventative maintenance treatments, the age and condition of many of our locally-owned transportation assets means that they are beyond preservation and in need of much more costly rehabilitation and reconstruction; and

**Whereas**, estimates by the State Comptroller, DOT and independent studies show a large portion of road mileage is deteriorating and many bridges in the state are rated structurally deficient and functionally obsolete; and

**Whereas**, the State Comptroller estimates that there will be \$89 billion in unmet local infrastructure needs over the next 20 years; and

**Whereas**, the New York State Association of Town Superintendents of Highways commissioned its own fifteen year analysis that indicates an annual funding gap of \$1.3 billion for the local system (excluding NYC) alone; and

**Whereas**, funding for our local system has been far short of what is needed and we've fallen further and further behind in maintaining the vast and aging transportation infrastructure over this long period with severe consequences for conditions ratings; and

Whereas, the New York State Consolidated Local Street and Highway Program (CHIPS) provides essential funding for every municipality in the state and is part of the New York State Department of Transportation (NYSDOT) capital program; and

**Whereas**, in the early 1990's the Governor and Legislature created the Dedicated Highway and Bridge Trust Fund (DHBTF) to pay for the NYSDOT capital program and the Dedicated Mass Transit Trust Fund (DMTTF) to assist with the Metropolitan Transportation Authority (MTA) and other transit systems' capital programs; and  
Whereas, when the DHBTF was created, it was agreed that the NYSDOT and MTA five-year capital programs would be similar in size and would be negotiated concurrently; and

**Whereas**, through 2005-09, both five-year capital programs were similar in size and adopted within months of each other; and in 2010 the Executive and Legislature broke traditional parity and enacted a five-year capital program for the MTA but not the DOT;

**NOW THEREFORE BE ITRESOLVED**, that the Town of Essex calls upon the Governor and the state Legislature to make additional state funding and resources available at levels that accurately reflect the critical needs of local roads and bridges; and increase CHIPS funding in the 2016-17 state budget; and

**BE IT FURTHER RESOLVED**, that the Town of Essex calls upon the Governor, and members of the state Legislature to fully fund and submit a new NYSDOT five-year transportation capital plan; and

**BE IT FURTHER RESOLVED**, that the Town of Essex calls upon the Governor and members of the state Legislature to recognize the equality of roads, bridges and transit by restoring funding equality between the MTA and NYSDOT five-year programs and by voting on the plans simultaneously.

Motion Made By: James LaForest

Seconded By: Gretel Schueller

	Yea	No
Councilperson LaPine	x	
Councilperson Garvey	x	
Councilperson LaForest	x	
Councilperson Schueller	x	
Supervisor Gardner	x	

**RESOLUTION 37-2016** is being made to destroy all old transfer station tickets. This recommendation is from the office of the State Comptroller.

<u>\$20 Tickets</u>	<u>\$10 Tickets</u>	<u>\$5 Tickets</u>
4201-4300	1535-1600	323-400
5375-5400	45-100	8-50
99-100	1146-1200	189-200
4942-5000	1650-1700	425-500
5601-7000	1701-2000	501-1200

Motion Made By: Bryan Garvey

Seconded By: Gretel Schueller

Roll Call Vote:

	Yes	No
Councilperson Schueller	x	
Councilperson LaForest	x	
Councilperson Garvey	x	
Councilperson LaPine	x	
Supervisor Gardner	x	

**RESOLUTION 38-2016** is being made to Transfer \$129.00 from account #81604.1, Refuse/Garbage Contractual Expense to account # 81612.01, Site Monitoring. This is to cover the increase expense for Post Closure Monitoring that was not in the 2016 Budget.

Motion Made By: James LaForest

Seconded By: Bryan Garvey

Roll Call Vote:

	Yes	No
Councilperson Schueller	x	
Councilperson LaForest	x	
Councilperson Garvey	x	

Councilperson LaPine            x  
Supervisor Gardner                    x

Supervisor Gardner had asked Adirondack Landfill concerning the cost of the procedures and testing. They confirmed that their price was solid, which had increased \$129 over the year. Cedarwood Engineering Services have given us a cost considerably cheaper.

**RESOLUTION 39-2016** is being made to authorize the Supervisor to sign contract with Cedarwood Engineering Services, PLLC for Post-Closure Landfill Monitoring and Reporting.

Motion Made By: James LaForest  
Seconded By: Gretel Schueller

Roll Call Vote:

	Yes	No
Councilperson Schueller	x	
Councilperson LaForest	x	
Councilperson Garvey	x	
Councilperson LaPine	x	
Supervisor Gardner	x	

A motion made by James LaForest and seconded by Bryan Garvey to allow Kevin DeLaughter to attend the NY Planning Federation Conference for training. All in favor, no nays.

Motion was made by Bryan Garvey and seconded by Claire Lapine to pay Abstract 3-2016 that included Pre-pay \$6539.54, Unpaid \$48259.86.

	Yea	No
Councilperson LaPine	x	
Councilperson Garvey	x	
Councilperson LaForest		x
Councilperson Schueller		x
Supervisor Gardner	x	

A motion made by James LaForest and seconded by Gretel Schueller to accept all reports. All in favor, no nays.

Motion made by Gretel Schueller and seconded by Bryan Garvey to adjourn.

Respectfully Submitted

Patricia Gardner  
Town Clerk