

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

November 10, 2016

Regular Board Meeting

Supervisor Gardner opened the Regular meeting.

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

Supervisor Gardner offered the floor to those in attendance. Ken Hughes, representing Essex Initiative, talked about their second newsletter that just went out. January will be the next edition. Also, Christmas in Essex will be December 10th.

Claire LaPine made and Bryan seconded motion to accept the minutes from 10/5/2016.

Roll Call:	Yes	No
Councilperson LaPine	X	
Councilperson Garvey	X	
Councilperson LaForest	X	
Councilperson Schueller	Absent	
Supervisor Gardner	X	

James LaForest made and Bryan Garvey seconded motion to accept minutes from 10/12/2016

Roll Call:	Yes	No
Councilperson LaPine	X	
Councilperson Garvey	X	
Councilperson LaForest	X	
Councilperson Schueller	Absent	
Supervisor Gardner	X	

Bryan Garvey made and James LaForest seconded motion to accept minutes from 10/13/2016.

Roll Call:	Yes	No
Councilperson LaPine	X	
Councilperson Garvey	X	
Councilperson LaForest	X	
Councilperson Schueller	Absent	
Supervisor Gardner	X	

Supervisor Gardner explained that there was need from some transfer of funds. Shortages occurred because of the increase in mileage, availability of training for one of the assessors, increase in cost of portable toilets, increase in disability because hiring Tina in water, and splitting the cost and increase of health insurance.

Resolution 69-2016 is being made to increase the following line items in the budget:

\$ 18.95	Tax collector CE 13304.01	Tax Collector Mileage 13304.01.014	Short because of Mileage \$ increase
\$ 650.50	Contingency Account	Assessor's CE 13554.01	Unanticipated training expenses
\$ 400.08	Contingency Account	Parks CE 71104.01	Portable toilets expense
\$ 9.33	Contingency Account	Disability Insurance 90558.08	Unanticipated increase for adding T Gardner
\$ 376.56	Sewage T & D 81304.13	Hospital & Med Insurance 90608.13	To cover 2/3 cost of Insurance from 3/1 – 12/31 which was underbudgeted.
\$4685.60	Purification CE 83304.08	Hospital & Med Insurance 90608.08	To cover 1/3 cost of Insurance from 3/1 -12/31 which was not in the budget

Motion Made By: James LaForest		Second By: Bryan Garvey
	Yes	No
Councilperson LaPine	X	
Councilperson Garvey	X	
Councilperson LaForest	X	
Councilperson Schueller	Absent	
Supervisor Gardner	X	

Resolution 70-2016 is being made to authorize the Supervisor to sign contract with the Adirondack Park Local Government Review Board with a donation of \$300.00 for FY 2016.

Motion Made By: James LaForest		Second By: Claire LaPine
	Yes	No
Councilperson LaPine	X	
Councilperson Garvey	X	
Councilperson LaForest	X	
Councilperson Schueller	Absent	
Supervisor Gardner	X	

Supervisor Gardner told the board that signing a contract with Whiteman, Osterman & Hanna LLP, is needed. Dan Ruzzo is one of the attorneys and he will be available to us if we need to continue on to the state legislature for use of the park for the water project. There will be no retainer needed. He also stated that Ann Ruzzo Holland has found that if we make park "improvements" with the water project we would not have to go to the legislature, but suggest that we continue with this contract if the need arises.

Resolution 71-2016 is being made to authorize the Supervisor to sign contract, if needed, with Whiteman, Osterman & Hanna LLP to provide legal services related to environmental and governmental permitting in connection with the planned infrastructure improvements to the Town's water district.

Motion Made By: James LaForest		Second By: Bryan Garvey
	Yes	No
Councilperson LaPine	X	
Councilperson Garvey	X	
Councilperson LaForest	X	
Councilperson Schueller	Absent	
Supervisor Gardner	X	

RESOLUTION 73-2016, is being offered to congratulate Jane D. Perry, lifelong resident of Essex, NY, on the celebration of her 90th birthday,

WHEREAS; Jane D. Perry, daughter of George and Rose Demar, of Essex, NY was born November 3, 1926 in Essex, NY;

WHEREAS; Jane D. Perry graduated from Essex High School;

WHEREAS; Jane D. Perry was employed at the Alexander’s Newsroom on Main Street;

WHEREAS; Jane D. Perry married William (Bill) Perry and owned and operated a dairy farm in Essex;

WHEREAS; Jane D. Perry and William (Bill) Perry have three children, Debbie, Bob and Laura;

WHEREAS: Jane D. Perry was employed by the US Postal Service, serving as Postmaster of the Crater Club Office, clerk and retired as Postmaster of Elizabethtown.

BE IT RESOLVED; That the Town Board of the Town of Essex wishes to offer Jane D. Perry a very Happy Birthday.

Supervisor Gardner

Motion Made By: Claire LaPine

Unanimous Second

All in Favor

Supervisor Gardner asked if the board remembers the email they received from Patricia Burns in regards to the water/sewer rents being charged to the building her and her brother own? Bryan asked if this was the same person the board made an agreement with in September. Ed said that it was that we had agreed to lower their rates once they got a permit to convert the building to residential. They got an application but never submitted it to the planning board and notified us they withdrew their request. The board decided that the decision that was agreed upon in September, with all involved, would be upheld and because there has been no permit issued, the rate remains the same.

Supervisor Gardner informed the board that a representative from ECHO asked about the lighting in the parking lot that we have an easement for. The easement was found and the town is responsible for maintenance of the parking lot. So, the highway crew will take a look at the problems there.

James LaForest wanted to congratulate the town crew and Bradley for the improvements that were made on Cross Road.

Supervisor Gardner reported that after the repair work done by Steve Fuller Excavating a complaint was lodged that we were not using local crews. Tina Gardner spoke up and said she thought what Fullers brought to work on the repair was too big for the job, did not have the parts necessary (even if they did not know what they were going to find once dug up) and that she thought \$3,000 for this job was too much. She was informed that the bill was \$2,000. Ed said that having an operator that pays prevailing wages because the work is for a municipality is a must. Brad French spoke saying that they probably sent down whatever equipment was available to get the job done. Ed suggested that an RFP for this type of work be completed. The board suggested that Brad and Tina work together to come up with an RFP for the following: winter and summer costs including prevailing wages for employees, the equipment necessary for winter work etc. Bryan Garvey made and Claire LaPine seconded a motion to go out for an RFP for repair work for water and sewer. All in favor, no nays.

Supervisor Gardner said that a letter was sent out to local contractors for repair and emergency repair for the towns furnace work. We received only one response, from Gardner’s Plumbing and Heating. Their rates are \$60 per hour for emergency call in, \$60 for service calls, \$10 for a nozzle and 5.01 for filters. Bryan Garvey made and James Laforest seconded a motion to accept this bid.

Yes	No	
Councilperson LaPine		X
Councilperson Garvey		X
Councilperson LaForest		X
Councilperson Schueller		Absent
Supervisor Gardner		Abstain

The library board submitted a change proposal for the carpeting. If they order all carpeting needed a one time, it would mean a big savings. Bryan Garvey made and Claire Lapine seconded motion to accept the change in bid. All in favor, no nays.

Resolution 72-2016 is being made to approved the attached, updated Procurement Policy for the Town of Essex.

Motion Made By: Bryan Garvey	Second By: Claire LaPine
	Yes No
Councilperson LaPine	X
Councilperson Garvey	X
Councilperson LaForest	X
Councilperson Schueller	Absent
Supervisor Gardner	X

Bryan Garvey Made and James LaForest seconded a motion to accept and pay Abstract 11-2016.

Yes	No	
		X
		X
		X
		Absent
		X

Motion by James LaForest and seconded by Bryan Garvey to accept the Town Clerks Report. All in favor, no nays

Motion by James LaForest and Seconded by Bryan Garvey to accept the Supervisors Report. All in favor, no nays.

At 7:10, Supervisor Gardner made a motion to go into executive session for litigation purpose.

At 7:30 Supervisor Gardner made a motion to re-enter the regular board meeting.

Resolution 75-2016 James LaForest made and Bryan Garvey seconded a motion to approve the 2017 Budget as presented.

Yes	No	
		X
		X
		X
		Absent
		X

Councilperson LaPine made the motion to adjourn.

Respectfully Submitted
Patricia Gardner
Town Clerk