

Bovina Town Board
Budget Public Hearing
Regular Monthly Meeting
November 7, 2012

RESOLUTIONS: 2012 – 140 – 152

Board Members Present: Tina Molé, Supervisor; Charles McIntosh, Mark Rossley, Evelyn Stewart, Members of Council; Catherine Hewitt, Town Clerk; Edward Weber, Highway Superintendent

Board Member Absent: Gerald Wright

Others Present: Joe Hanley, Town Bookkeeper; Vince/Mary Trimbell, Ken Brown, Gabrielle Pierce, Delaware County Times Reporter; Richard Barnhart

Supervisor Molé opened the Budget Public Hearing at 6:00 PM followed by the Clerk reading the Legal Notice on the Public Hearing.

Bookkeeper Joe Hanley went over the changes made from the Tentative Budget to the Preliminary. He pointed out that the Fire Department Budget was received and remains the same as 2011. Supervisor Molé said that she is very happy with the 0% increase in this year's budget. With no public comments or questions, the Public Hearing was closed at 6:15 PM.

Supervisor Molé opened the Regular Monthly Meeting at 6:15 PM followed by the Pledge of Allegiance.

Supervisor Molé asked the Board if they had any comments regarding the Preliminary Budget. There were none.

2012-140 *Whereas there was a 2013 Preliminary Budget Public Hearing held November 7, 2012 and BE IT RESOLVED the 2013 Town of Bovina Budget be adopted.* Moved by McIntosh, seconded by Stewart. All in favor, 4 ayes, 0 nays.

2012-141 It was moved by Stewart, seconded by McIntosh to accept the minutes of the October 9, 2012 meeting as written. All in favor, 4 ayes, 0 nays.

2012-142 The GENERAL bills (146-163) were audited prior to the meeting and approval for payment was moved by Stewart, seconded by Rossley. All in favor, 4 ayes, 0 nays.

2012-143 The LIGHTING bill (11-11) was audited prior to the meeting and approval for payment was moved by McIntosh, seconded by Rossley. All in favor, 4 ayes, 0 nays.

2012-144 The WATER bills (38-41) were audited prior to the meeting and approval for payment was moved by Rossley, seconded by Stewart. All in favor, 4 ayes, 0 nays.

2012-145 The SEPTIC bills (45-49) were audited prior to the meeting and approval for payment was moved by McIntosh, seconded by Rossley. All in favor, 4 ayes, 0 nays.

2012-146 The HIGHWAY bills (193-207) were audited prior to the meeting and approval for payment was moved by Rossley, seconded by Stewart. All in favor, 4 ayes, 0 nays.

Supervisor Molé said:

- that she had the Town Attorney send a cease and desist letter to someone using the Transfer Station who does not live in nor own property in Bovina.
- that the Comptroller's Office has finished the audit and they will be scheduling an exit interview with the Bookkeeper and herself. The findings will be submitted as to what needs to be corrected.
- She has spoken to the Delaware County Planning Board about the private road issue on Yankee/OI Sharpe. The road has not been maintained by the Bovina Highway since 1954. Highway Superintendent Weber said that once the Highway starts plowing, it becomes an issue of takeover.

Henry Lamont, Lamont Engineering told the Board that the CWC has agreed to fund the water meter installation. There will be sixteen meters, 10 installed and 6 put in inventory. Councilman Rossley asked if there was a need to do the study since it's obvious that something needs to be done with the Water Department. Lamont said that there has to be a plan written up to get funding. It's not exactly clear what needs to be done and there has to be help funding wise.

2012-147 It was moved by McIntosh, seconded by Stewart to enter into a contract with Lamont Engineering to do the study on the Water District.

Molé	Aye
Stewart	Aye
McIntosh	Aye
Rossley	Nay

The non-resident properties have all been notified of the meters and they feel it's a good idea and are willing to go ahead with the installation. The extra meters (X6) will be stored at the Highway Garage. The grant is not open ended. Any meters not installed now will be installed, at the property owner's expense, in the future.

Henry Lamont had three quotes out of five requests for the installation of the water meters. Cowen Excavating - \$7,700.00, Treffeisen Plumbing - \$9,997.00, and Parsons Heating - \$10,500.00. The CWC will only pay for the meter installation; engineering costs will be billed to the Town. That cost will go through the Septic Budget. When this is complete, the charges to non-commercial and commercial will be charged the way it should have been done originally. Cowen will be responsible for contacting the property owners, installing the meters and getting the six extra meters to storage. McIntosh asked about the time frame for completion of the meter installation. Lamont said that as soon as the contract is signed, Cowen will be told to move ahead as soon as possible.

2012-148 It was moved by Stewart, seconded by McIntosh to authorize the Supervisor to sign the contract with Cowen Excavating.

Molé	Aye
Stewart	Aye
McIntosh	Aye
Rossley	Nay

Councilman Rossley said that he feels that the tile floors at the Highway Garage should be looked at for possible stripping and sealing. Councilman McIntosh said that Rossley should look into it and see what the cost would be.

Chris Ingvordsen returned to speak to the Board about the Yankee/Ol Sharpe Road possibly being maintained by the residents and plowed by the Town. Councilman McIntosh said that there is an insurance issue with the Town Highway plowing a road that is not a Town road. Ingvordsen feels that the Town has taken leeway in plowing around Dorsett's house, telling Miele's they could put oil and stone on a Town Road and adding Bindler Road to the Town Highway inventory. McIntosh said that in the case of Dorsett, it's for ease of turning trucks around and with Bindler, it was always a Town Road. Molé said it had previously done on Dorsett Road and this section of Ford has never been touched by the Town. She asked if the residents are willing to bring the Road up to the specs set forth in the subdivision regulations. Councilwoman Stewart said that her concern is bringing the road up to Ford Road condition, not Town specs, and when property's change hands in the future, will the next owner know they have to maintain the road, will there be deed restrictions? Ingvordsen said that there could be an agreement with the homeowners and the Town. Stewart feels that there is a legal issue with this and the Board needs a legal opinion. Highway Superintendent Weber said that once the Highway starts plowing, the Town has to take it over. McIntosh asked if DEP has been contacted in regards to a storm water plan needing to be done. Ingvordsen said he has not. Councilman Rossley said that if there's enough interest with the residents to move forward with this, the Board should then seek legal advice. Molé asked Ingvordsen if the Board says it's all or nothing, would there be opposition to full maintenance or do they want plowing only? This was tabled until December to give Ingvordsen time to check with the residents.

2012-149 It was moved by Rossley, seconded by Stewart to allow the bookkeeper to pay any necessary bills before the December meeting since the November meeting was a week early. All in favor, 4 ayes, 0 naves.

FINANCE COMMITTEE - Councilwoman Stewart said that the Bookkeeper has finalized the County Reports and will be filing them the week of November 12th. She noted that \$8,600 in the Highway bills is reimbursable through CHIPS. The long distance switch to AT&T has been done but there was an error made and the adjustments will be in next month's bills. Stewart said that the highway equipment fund was lowered to \$80,000 due to the equipment purchases made this month.

BUILDINGS – Councilman McIntosh said that the lights still need to be fixed. The Board had given authorization to spend up to \$250.00 on the front porch and light repair and it couldn't be done for that amount. He did not have a new proposal. He noted that the Community Hall is being used quite a bit. He said that the World War II Memorial was a great presentation by the Historian, Ray LaFever. McIntosh feels that there should be money put in the budget for the Historian to work with. He also said that the Clerk has suggested to him that the track light in her office be repurposed to the front foyer.

TRANSFER STATION/PLAYGROUND – Councilman Rossley has spent a couple of Saturday's at the Transfer Station updating the permits. The electronics box has been emptied. There were two people who brought tires for tire day. The garbage at the playground is still not picked up weekly. He feels that the Board needs to go through the Transfer Station Contract and update it. An updated copy of the rules and regulations from Sue McIntyre, Delaware County Solid Waste has been given to the Clerk.

HIGHWAY SUPERINTENDENT REPORT – Highway Superintendent Weber said that the application for the Bovina Road Bridge has been put on hold. SEMO and FEMA need the hydraulic study. He noted that this is the 32nd time this has been reviewed by an individual at FEMA. Weber said that 3,500 feet of Cape Horn was graveled. The plows are on the trucks and ready. The sander for the pick-up truck has been ordered and the price is less than last year by about \$150.00. There was an incident with a dump truck hitting an unmarked guy wire. No wires were ripped out but two phone poles were cracked. The poles are covered under the Town insurance. Councilman McIntosh said that the inventory recently given to the Board had no plows, wings or office equipment listed.

COMMUNITY CONCERNS:

Vince Trimbell asked how the bridge is coming. Highway Superintendent Weber said it is still in review with FEMA. Trimbell asked if there is a contingency plan if it flunks out. Weber said there is not. Supervisor Molé said that there has been word that FEMA will be fixing the bridge. Once it is fixed, the County will take it over because it will be 25-feet wide. Plans are to do it in 2013. Deputy Highway Superintendent Richard Barnhart said it will be to County Specs like the bridges on Seedorf Road and Bigger Hollow.

Ken Brown asked if it is accurate that the driver who hit the guy wire was sent for blood testing. Weber said it was not blood testing, it's a urine test and that he did go in for that because that is protocol.

Councilman McIntosh said that he is concerned about FEMA saying the bridge work is approved and the Town pays for the repairs and waits for the reimbursement. The recent events from Superstorm Sandy has him worried that FEMA is going to be overextended.

2012-150 It was moved by Rossley, seconded by Stewart to move to Executive Session for a personnel issue at 8:35 PM. All in favor, 4 ayes, 0 naves.

2012-151 It was moved by McIntosh, seconded by Stewart to move out of Executive Session at 9:35 PM. All in favor 4 ayes, 0 naves.

With no further business, the meeting was adjourned at 9:35 PM.

Respectfully submitted,

Catherine Hewitt
Town Clerk