

Westmoreland Town Board
Regular Meeting
October 9, 2017

Supervisor Kenneth Eisnor called this meeting to order at 6:30 pm, October 9, 2017 at the Westmoreland Town Hall, 100 Station Road, Westmoreland, New York. Present at this meeting are Councilpersons Burton Seymour Jr., Hubert Pritchard, Charles Hebbard and Scott Brown. Also present was Highway Superintendent Carl Eddy, Town Attorney Gregory Mattacola, Codes Officer Jody Thieme, Deputy Highway Superintendent Russell Young, Tax Collector Margaret Leone and six (6) residents. Sole Assessor Bernard Szarek was absent.

Supervisor Eisnor asked all to stand and join him in the Pledge of Allegiance, after which he recessed the regular meeting to allow comments from the floor.

There being no one in attendance wishing to address the Board, Supervisor Eisnor reconvened to the regular session and asked for the Highway Report.

Highway Superintendent Carl Eddy was absent but submitted the following report;

- A) Picked up roadside brush
- B) Replacing culvert pipes
- C) Roadside mowing
- D) Finished up micro paving

Highway Superintendent Eddy stated that he has submitted paper to the County for flood damage and culvert pipe repair totaling \$26,000.00. The County has set aside \$500,000.00 for flood damage reimbursement.

The Highway Superintendent said that the Highway Department has changed out the culvert box on Smith Road. The old culvert was built in the 1800's and huge rocks were used. Burt Seymour Sr. was called in with his excavator and jackhammer to get the large rocks out.

Councilperson Pritchard asked about the status of the new mower. Highway Superintendent Eddy replied that it is down again. This time a key way broke.

Councilperson Hebbard asked the Highway Superintendent if any striping on the newly paved roads will be done this year. Highway Superintendent Eddy replied that the County will be striping the roads this fall but he has to get them marked out first.

Scott Tarkowski asked why the Town did not submit the Little League field damage for FEMA reimbursement. Supervisor Eisnor explained that the Little League field is Town owned property, not public highways.

The Supervisor thanked the Highway Superintendent for his report. Sole Assessor Bernard Szarek is absent tonight, but submitted the following report.

Most new exemption forms are in the hall for those who need them like the Snow Birds and new residents. I am still getting the building permits ready for field work. I will be attending a class on October 26th in Deerfield – GIS workshop at "no cost" to the town.

Supervisor Eisnor then asked for the Codes Report.

Codes Officer Jody Thieme reported,

Month	Sept-17	Building	Permits	& Septic	Permits	Monthly	Report
Date	NO.	Last Name	First Name	Address	Tax Map ID #	Type Of Permit	Fee Paid
9/7/17	2017-0079	Kenny	Daniel	5924 Springhouse Rd	300.000-1-24	Alteration	180.00
9/7/17		McFadden	Milburn	4089 Skyline Dr	335.000-2-8	Business	150.00
9/7/17		McFadden	Milburn	4089 Skyline Dr	335.000-2-8	Planning/ZBA	150.00
9/12/17	2017-0080	Bader	Joshua	5435 Bartlett Rd	302.000-1-18.2	Solar	25.00
9/12/17	2017-0081	Briody	Frank	6840 W. Carter Rd	289.000-1-28	Septic	45.00
9/19/17	2017-0082	Zegerelli	Richard	East Carter Rd	303.000-1-7.10	Att. Garage	102.00
9/21/17	2017-0083	Kephart	Ted	4888 Creaser Rd	314.000-1-44	Shed	40.00
9/26/17	2017-0084	Smit	Russell	6527 Skinner Rd	301.000-2-19.1	Pole Barn	72.00
							764.00

Councilperson Brown asked the status of the house on Creaser Road. Codes Officer Thieme explained that he had to place a stop work order on the demolition. The neighbors were complaining and the owner failed to obtain an asbestos abatement.

Councilperson Pritchard asked if that was the only case currently in Court. The Codes Officer stated there was one other case in Court right now.

Scott Tarkowski asked about a house on Route 26 but has no address or owners name.

Supervisor Eisnor asked all members of the audience to hold their questions until the public session.

The Supervisor thanked the Codes Officer for his report and stated that Ted Flint Water Plant Operator submitted the following Report.

Westmoreland Water District

- Completed monthly sampling requirements – no issues
- Performed several UFPO dig requests and 2 emergency UFPO's.
- Ordered replacement parts for both chlorinators and replaced when they arrived.
- Semi-annual hydrant flushing is being done the weekend of 10/7.
- Seymour Excavating is replacing a fire hydrant on the corner of Cooper & Berkshire Drive on 10/4.
- "LT2" water sampling begins the week of 10/2 and will need to be done every 2 weeks for the next 12 months. Samples will be drawn and then dropped off at the Laboratory located in Utica City Hall at a cost of \$30 per sample. Verona Laboratory is not set up for this kind of sampling.

Tindal Corners Water District

- Completed monthly sampling requirements – no issues.
- Semi-annual hydrant flushing is being done the weekend of 10/21.
- Performed several UFPO's.

Spencer Settlement Water District

- Completed monthly & quarterly sampling requirements – no issues.
- Semi-annual hydrant flushing will be scheduled for some time in November.

Councilperson Hebbard spoke of some work that was being done to a hydrant on French Road. The work was left in disarray because the shut off valve could not be located. Councilperson Pritchard suggested the water department purchase a metal detector to locate valves. This way the digging would only have to be done once.

The following report was submitted by Library Clerk Charles Kennelly:

In September we loaned out 865 items, registered 4 new patrons, and purchased 12 new books, a Dymo label printer and Dymo labels for a total of \$254.26. Book Club: eleven people met to read and discuss "The Other Einstein" On 09/11/17 the Westmoreland Reading Center received a check from Oneida County for the amount of \$2,553. On 09/13/17 I deposited \$1000 in the Reading Center's checking account and \$1553 in the Reading Center's savings account.

Supervisor Eisnor stated the Reading Center employees are asking what holidays the Town Hall and Reading Center close. The Board decided the Reading Center will be closed on the same holidays that the Town Hall Observes, New Year's Day, Memorial Day, Fourth of July, Labor Day, Veteran's Day, Thanksgiving Day and the day after, Christmas Day.

Supervisor Eisnor asked for the Attorney's report.

Town Attorney Gregory Mattacola advised the Board that he has had numerous e-mails back and forth with the State DOT. They has scheduled a meeting for October 30th with the State DOT, the School and the Town to discuss moving the flashing school sign on NYS Route 233 as suggested in the State DOT's previous correspondence. Attorney Mattacola stated this will probably require an inter-municipal agreement.

Councilperson Pritchard commented that the correspondence received from the State DOT stated that the school would be responsible for the maintenance and electrical charges incurred by this flashing sign. Councilperson Pritchard stated the he reviewed the electrical bills for this month and the Town is actually paying for these signs. Attorney Mattacola thanked Councilperson Pritchard for this information and added that a more equitable agreement will be addressed at the meeting.

The Supervisor thanked the Attorney for his report and asked for the Town Clerks Report.

Town Clerk Jody Burdick reported:

In September, the Town Clerk's office sold six (6) new dog licenses and renewed forty-six (46) individual dog licenses for \$376.00. Of that, \$62.00 was sent to the Department of Ag & Markets for New York State's Dog Population Control Program. The Town Supervisor received \$314.00, which includes \$4.00 in late fees.

On September 11, 2017, fourteen (14) late notices were sent out for dogs due in August 2017. Renewal notices for one hundred (100) dogs due in October were sent out on September 28, 2017.

Decals sales totaled \$3,450.00; \$3,262.60 was sent to the Department of Agriculture and Markets and the Town received \$187.40 in commissions.

There were three (3) marriage license sold for \$120.00. \$67.50 was sent to the NYS Department of Health and the Supervisor received \$52.50.

Eight (8) permanent handicapped permits and five (5) temporary permits were issued or renewed during the month.

Twenty-three (23) certified copies were issued for \$230.00.00 and one (1) dog redemption fee was collected for \$10.00.

Six (6) building permits, one (1) septic permit and one (1) Planning Board/Zoning Board referral fees were collected or issued in the month of September totaling \$764.00.

Checks received:

1. Charter Communication	Franchise Fee	\$ 20,559.18
2. Westmoreland Justice Court	August 2017-Justice Bowers	\$ 11,634.00
3. Roy Teitsworth, Inc	Sale of Equipment	\$ 7,995.55
4. NYMIR	Claim Payment-Salt Shed	\$ 3,500.00
5. Stephen Trybalski	Culvert pipe install	\$ 300.00
6. Westmoreland Justice Court	August July2017-Justice Ossont	\$ 8,862.00
7. Westmoreland Fire District		\$ 3,484.00
8. Sheila Misiaszek	Park rental	\$ 25.00

Councilperson Pritchard told the Board that the Town Historian had a couple visit from Michigan, researching his family's history. The couple asked Councilperson Pritchard to thank the Town Clerk for her help in his search. They were able to obtain two (2) 1893 death records of his ancestors.

The Supervisor thanked the Clerk for her report.

Supervisor Eisnor gave an update on the installation of the MVWA meters. The Supervisor stated there are about thirty (30) left to install and MVWA is sending a second letter to the hold-outs.

Supervisor Eisnor advised the Board that he received a letter from the Westmoreland School asking if the Town had any interest in a joint sewer project to hook into Kirkland's sewer. A short discussion commenced, Councilperson Hebbard thought the project would be too expensive. Ultimately, the Board thought there would be no harm in meeting to see what the actual proposal may be. They would like to meet on October 30, 2017, right after the meeting with the State DOT.

Supervisor Eisnor was approached by a member of the Fire District to inform him that the Fire Department has a property survey done. It appears that the salt shed is on Fire District property and the new Fire Department Memorial is on Town property.

128 Councilperson Brown advanced a motion to adopt Local Law #1 of 2017; "Residence of the Codes Enforcement Officer". Councilperson Pritchard seconded the motion. All Board members voted AYE and the Supervisor declared the motion carried.

129 A motion was advanced by Councilperson Hebbard, seconded by Councilperson Seymour to appoint Bonnie McCarthy as the treasurer of the Library Trustees to replace Beverly Miller. All Board members voted AYE and the motion was declared carried.

130 A motion was advanced by Councilperson Seymour, seconded by Councilperson Pritchard to approve and place on file the Supervisor, Town Clerk and Codes reports. All Board members voted AYE and the motion was declared carried.

Councilperson Pritchard commented on the Planning Board minutes from October 2, 2017. The minutes indicate that only the first 500' of a commercial property is zoned commercial, the rest would be a R3 residential district. Councilperson Pritchard stated statement was removed with the last zoning update.

131 A motion was advanced by Councilperson Hebbard, seconded by Councilperson Brown to approve and place on file the minutes of September 18, 2017, September 26, 2017 and October 3, 2017 as written. All Board members voted AYE and the motion was declared carried.

132 A motion was advanced by Councilperson Brown, seconded by Councilperson Seymour to approve and order paid the vouchers of the Water Districts as follows:

Westmoreland Water District	vouchers #72-#77	which total	\$ 7,329.92
Tindall Water District	voucher #13	which total	\$ 126.00
Spencer Water District	vouchers #3-#14	which total	\$ 1,132.00
Camelot Water District	voucher #3	which total	\$ 13,581.00

All Board members voted AYE and the motion was declared carried.

133 A motion was advanced by Councilperson Pritchard, seconded by Councilperson Hebbard to approve and order paid the General Fund vouchers #325 through #364, which totals \$121,650.79. All Board members voted AYE and the motion was declared carried.

134 A motion was advanced by Councilperson Seymour, seconded by Councilperson Hebbard, to approve and order paid the claims of the Highway fund, vouchers #269 through #292 totaling \$78,907.97. All Board members voted AYE and the motion was declared carried.

The Supervisor stated a Public Hearing is scheduled for October 17, 2017 at 6pm relating to the Preliminary Budget, a meeting will be held on October 30, 2017 with the State DOT and the School, and the next regular Board meeting will be November 13, 2017 at 6:30 pm.

The Supervisor then recessed the regular meeting to allow comments from the floor.

135 There being no other business to discuss, a motion was advanced by Councilperson Hebbard, seconded by Councilperson Brown to adjourn this meeting. All Board members voted AYE and the Supervisor declared the motion carried and adjourned this meeting at 7:05 P.M.

Respectfully submitted,
Jody S. Burdick, Town Clerk