

ORWELL TOWN BOARD
Regular Meeting
Orwell Town Hall
1999 County Route 2, Orwell, New York
June 9, 2015

Members Present:

Supervisor William Potter

Councilmen: Nicholas Marshall, Robert Martin, Jeffrey Graham, James LaCelle

Also Present:

Hwy Supt-Doug Henry, Water Operator-Marvin Levack

CEO John Howland, Os Co Leg-Milferd Potter, NOCA Rep-Robert Trainham

Town Clerk-Traci LaVeck

Public Present:

THC Member-Phil Street, Shirley Downes

Supervisor Potter opened the meeting at 7:02 PM with the Pledge of Allegiance.

A) CEO Howland handed in his report for May, seven building permits were issued.

B) Oswego County Legislator Potter gave the Legislator's Report for June. The entire County agenda can be found on the Oswego County Website.

- Carol Alnutt has been reappointed as the Director of Human Resources for Oswego County
- Resolution changing the office hours for the Legislative Building in Oswego to 8:30 to 4:00 during July and August.
- The County Legislative Committee will be honoring the Sandy Creek Central School Girl's soft ball team at the Legislative session coming up on Thursday.

C) Dog Warden's Report: Nothing new to report

D) Assessor's Report: Nothing new to report

E) Water Operator's Report:

- The latest bacteria test came back satisfactory
- All of the equipment is working fine
- There is still plenty of water in the system
- Water usage is above 20,000 gallons at this time, according to Water Operator Levack water usage normally goes up this time of the year. Water Operator Levack said that even with the higher usage there is still plenty of water in the system, he doesn't anticipate there being an issue with water shortage this summer.
- Jim Taylor's water shut off needs to be moved onto his property and lowered, it is currently located across the road on Kelly Potter's property.

F) Highway Superintendent's Report:

- Hwy Supt Henry handed in the Equipment Repair Cost Reports for the months of April and May.
- The 2004 pickup located at the highway garage has needed to have costly repairs done recently to keep it running, Hwy Supt Henry feels that it will need to be replaced in another year.
- The hwy workers have replaced the culvert on Falls Road
- Mowing has been done once around town so far and up by the water works to clean up that area
- Hwy has been hauling blacktop millings to be used for patching
- Hwy Supt Henry will be attending the Os Co Hwy Supt meeting on June 16, he will also be attending a meeting on June 22 for NYS Public Safety and Health concerning the employee handbooks (PESH training)
- Supervisor Potter has received the inner municipal agreement back from Williamstown, all of the surrounding towns have now sent them back signed.

G) Tug Hill Commission: Official Road Map details under discussion

H) NOCA Representative Trainham gave his report. There is a tentative date of June 25th for a meeting with the towns.

I) Historian's Report: Rose Graham handed in her report covering April 9-May 28. She will be setting up a display for the Orwell Old Home Days.

DISCUSSION:

Resolution #2-2015

A) **Resolution Establishing an Official Map/Confirming Road Abandonment and information on establishing a Minimal Maintenance Roads map.** THC Representative Phil Street presented the Orwell Official Road Map/Confirming Road Abandonment to the town board. A Resolution needs to be done to adopt the Orwell Official Road Map mentioned above.

**Town of Orwell
Resolution Establishing an Official Map
and Confirming Road Abandonment**

At a Regular Meeting of the Orwell Town Board, held on Tuesday, June 9, 2015 at the Orwell Town Hall, located at 1999 County Route 2, Orwell, New York; Councilman Marshall moved that the following Resolution be adopted, such motion was seconded by Councilman LaCelle:

WHEREAS, New York State Highway Law Section 205 (1) authorizes the town highway superintendent, with the written consent of the town board, to record in the town clerk's office a description, signed by him of each road abandoned through non use, and

WHEREAS, The Town of Orwell highway superintendent has prepared a map dated June 9, 2015 which depicts all town roads in the current town highway system, and has transmitted said map to the town board on June 9, 2015 and has attested that all other roads in the town, other than those roads that are 1) part of the state or county highway system or 2) have been qualified abandoned, have been abandoned through non use, and

WHEREAS, New York State Town Law Section 270 authorizes the town board to establish an official map which shall be “final and conclusive with respect to the location and width of streets and highways,” be it

RESOLVED, That the town board accepts the above referenced map as a true and accurate depiction of the current town highway system, and be it further

RESOLVED, That the above referenced map shall constitute a certificate of abandonment pursuant to New York State Highway Law Section 205 (1) of any roads which are not depicted on said map, other than those roads that are part of the state and county highway system or have been qualified abandoned, and be it further

RESOLVED, That the above referenced map shall constitute an official map pursuant to New York State Town Law Section 270, and be it further

RESOLVED, That the above referenced map be filed in the office of the town clerk as required by New York State Highway Law Section 205 (1), and that the town clerk shall immediately file a certificate of the fact that an official map has been established with the Oswego County Clerk as required by New York State Law Section 270.

The adoption of the foregoing Resolution was duly put to a vote, which resulted as follows:

AYES: 5

NAYS: 0

The Resolution was thereupon declared adopted.

Dated: June 9, 2015

Town Clerk, Town of Orwell

Phil Street also gave information and handouts to the town board members and Hwy Supt Henry regarding the steps that need to be carried out when establishing low-volume road designation and minimum maintenance road designation:

- The town board will need to create a local law outlining the process that will be used in classifying a road as a minimum maintenance road or low-volume road and then hold a Public Hearing
- The town board then adopts the local law
- Hwy Supt then establishes low-volume/minimum maintenance road classifications and findings for each road or road segment, which is then filed in the town clerk's office and presented to each town board member within 10 days of filing

- The town board then adopts a resolution accepting the low-volume/minimum maintenance road designations, which become effective immediately.
- If there are residence on a road it cannot be classified as a minimum maintenance road
- Supervisor Potter will speak with the town's attorney before moving forward

-A motion was made by Councilman Graham and seconded by Councilman LaCelle to move forward with the above mentioned minimum maintenance/low volume road classification process. (5 Ayes) motion carries

B) ATV Trail Hog Back Road Property: Supervisor Potter has been looking into past local laws and resolutions to see if there was any kind of written agreement between the Orwell Town Board and the ATV Club permitting the ATV Club to cross town land, he was unable to find a written agreement. Supervisor Potter has informed Steve Cronk who is the president of the local ATV Club that when the Hog Back Road property is sold he will have to speak with the new owner concerning this issue.

C) Town Office Dehumidification Project Update: Supervisor Potter has spoken with a TAG Mechanical representative and they will be coming Thursday of next week to look at the situation.

D) Local Government Efficiency Plan/Compliance Update: Supervisor Potter received an email from Phil Church Oswego County Administrator acknowledging that he has received the necessary Local Government Efficiency Plan paperwork and as of June 1, 2015 has submitted it to the State Division of Budget. He will also be reporting the plan to the County Legislature's Finance and Personnel Committee.

E) Library Update: Supervisor Potter helped the library to prepare and submit their Local Government Efficiency Plan paperwork he has also been working with them to balance their budget.

F) Water District Income Survey: Supervisor Potter has spoken with Candice from RCAP and she is currently collecting the data for the income survey, there has been a 42% reply rate so far, showing an estimated median income of \$55,000.

G) Change the September 8th meeting to Tuesday, September 15, 2015 at 7:00PM. The town clerk will run a legal notice to inform the public.

PUBLIC COMMENTS: It was brought to the attention of the board that it is difficult to reach to dog control officer when needed, numerous people have tried repeatedly to reach him, even leaving messages (about an issue on Gay Drive) and were finally successful after several attempts. Supervisor Potter said that he will speak to DCO Cronk about making himself more accessible to the public.

CORRESPONDENCE: Supervisor Potter read the correspondence received since last month's meeting.

-A motion was made by Councilman LaCelle and seconded by Councilman Martin to approve the May 2015 Regular Meeting Minutes as written. (5 Ayes) motion carries

-A motion was made by Councilman Graham and seconded by Councilman Marshall to approve the Town Clerk's Monthly Report for May 2015. (5 Ayes) motion carries

-A motion was made by Councilman LaCelle and seconded by Councilman Graham to approve the Supervisor's Monthly Report for May 2015. (5 Ayes) motion carries

-A motion was made by Councilman Marshall and seconded by Councilman Graham to approve the following **Budget Adjustments** for May 2015: (5 Ayes) motion carries

General Fund			
Add	A1620.44	Hog Back Property CE	\$2000.00
Deduct	A1990.4	Contingent CE	\$2000.00

-A motion was made by Councilman Marshall and seconded by Councilman Graham to approve payment of the following claims: (5 Ayes) motion carries

General Fund Abstract #6	Claims #59-71C	Amount \$ 9,995.88
Highway Fund Abstract #6	Claims #48-63B	Amount \$16,541.24
Water District Fund Abstract #6	Claims #23-24	Amount \$ 396.43

-A motion was made by Councilman Marshall and seconded by Supervisor Potter to adjourn the meeting at 8:27 PM. (5 Ayes) motion carries

Submitted
June 19, 2015

Traci S LaVeck
Orwell Town Clerk