

**REGULAR MONTHLY MEETING
MINUTES VAN ETTEN TOWN BOARD
JUNE 10, 2021**

RESOLUTIONS THIS MEETING
BEGIN **46-21** THRU **54-21**

REGULAR MONTHLY MEETING OF TOWN OF VAN ETTEN WAS CALLED TO ORDER BY DEPUTY TOWN SUPERVISOR HAROLD SHOEMAKER IMMEDIATELY FOLLOWING PUBLIC HEARING FOR LL 1, 2 AND 3 OF 2021 AT 7:12 PM.

ROLL CALL OF TOWN BOARD

HAROLD SHOEMAKER-COUNCILPERSON/DEPUTY SUPV.
FRED SWAYZE, JR.-COUNCILPERSON
PENNY FLORA-COUNCILPERSON
ANDREW LARISON-COUNCILPERSON
GEORGE KETURI-SUPERVISOR-EXC

TOWN OFFICERS

TIM GRIPPO-H'WAY SUPT.-EXC
MARY JO LECLAIRE-ASSESSOR
DAWN ROSE-TOWN CLERK
RICH LECLAIRE-CODE ENFORCEMENT
BONNIE MALLEN-CEMETERY CURATOR
AND TOWN HISTORIAN
WATER OPERATOR-HEATHER GABLE-EXC
ROB FRYE-DOG CONTROL OFFCR- EXC

OTHERS PRESENT: DUSTIN ROSE, HANNAH ERB, ROBERT EASTWOOD SR., MIKE GROVER, KAREN FRICK AND HEATHER DUNBAR.

A MOTION WAS MADE BY SWAYZE, JR. AND SECONDED BY SHOEMAKER TO ACCEPT THE REGULAR TOWN BOARD MEETING MINUTES HELD ON MAY 13, 2021. ALL AYE. CARRIED

CORRESPONDENCE READ AND ON FILE WITH THE TOWN CLERK

- CHEMUNG COUNTY BOARD OF ELECTIONS, GENERAL ELECTION NOVEMBER 2
- FARMER'S MARKET COUPON DISTRIBUTION, JULY 28TH FROM 2-3:30 PM AT TOWN HALL/TOWN BOARD ROOM.

REPORTS FROM TOWN OFFICERS:

-TOWN JUSTICE-HEATHER GABLE-REPORT FILED

-ASSESSOR-MARY JO LECLAIRE-VERBAL REPORT

- LECLAIRE NOTED ONLY ONE RESIDENT FOR GRIEVANCE DAY AND SHE WILL BE HAVING SURGERY AND WILL BE OUT FOR COUPLE MONTHS.

-BUDGET OFFICER-GEORGE KETURI- REPORT FILED AND SHOEMAKER READ FIRST PAGE OF MAY 2021 BUDGET REPORT.

-TOWN CLERK-DAWN ROSE-REPORT FILED

- CHECK FOR \$560.41 PRESENTED TO G. KETURI/TOWN SUPV.

-TOWN HISTORIAN-BONNIE MALLEN-REPORT FILED

-PARK COMMISSION-VERBAL REPORT

- SHOEMAKER STATED MR. DOUG DECKER COMPLETED STAINING OF BANFIELD SQUARE PAVILION AND WILL BE COMPLETING RAMP AND GARBAGE CONTAINERS AS SOON AS POSSIBLE.

-DOG CONTROL-ROB FRYE-NO REPORT FILED

-CODE OFFICER-RICH LECLAIRE-VERBAL REPORT

- LECLAIRE STATED FIRE INSPECTIONS ARE IN PROCESS AND UTILIZING NEW BUILDING CODE SOFTWARE.

-BUILDINGS & GROUNDS-HAROLD SHOEMAKER-VERBAL REPORT

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- SHOEMAKER STATED:
 - MOWING IS GOING WELL
- CF&R FIRE CO-REPORT FILED
- SHOEMAKER READ LAST PAGE OF CHIEF LANNING'S REPORT (SEE FILE).
- HIGHWAY SUPERINTENDENT-TIM GRIPPO-REPORTS FILED
- TOWN SUPERVISOR-GEORGE KETURI-NO REPORT
 - RECEIVED \$696.75 CHECK (#2458278) FROM QUILL FOR CREDIT.
- WATER OPERATOR-HEATHER GABLE-REPORT FILED
- WATER DIRECTOR-HAROLD SHOEMAKER- REPORT FILED AND SHOEMAKER READ FIRST PAGE OF MAY 2021 WATER BUDGET REPORT.
 - SHOEMAKER INDICATED PAINTING OF HYDRANTS IS GOING WELL AND TANK INSPECTION IS ON SCHEDULE.
- CEMETERY-BONNIE MALLEN-REPORT FILED
 - MALLEN PRESENTED RESIGNATION LETTER. SHOEMAKER THANKED HER ON BEHALF OF TOWN FOR HARD WORK SHE'S DONE. SWAYZE, JR. RECOGNIZED MALLEN FOR HER COMMITMENT TO OUR COMMUNITY THROUGHOUT YEARS.
 - MALLEN PRESENTED BOARD WITH CHECK FROM WALTER J. KENT (#20765) IN AMOUNT OF \$100 FOR MR. BAILEY'S BURIAL.

ALL OFFICERS WRITTEN REPORTS ARE ON FILE WITH TOWN CLERK.

A MOTION WAS MADE BY LARISON AND SECONDED BY SWAYZE, JR. TO ACCEPT THE OFFICER'S REPORTS AS PRESENTED. ALL AYE. CARRIED

AUDIT COMMITTEE-GENERAL-H. SHOEMAKER

A ACCT: \$19,343.91
FIRE:

HIGHWAY/WATER-H. SHOEMAKER

DA ACCTS: \$20,407.27
SW (WATER): \$3,110.80

SWAYZE, JR. NOTED COST OF BUILDING CODE SOFTWARE, QUARTERLY INSURANCE AND DUMPSTERS FOR EARTH DAY AND VE CLEAN UP DAYS WERE LARGE CONTRIBUTORS TO GENERAL FUND THIS MONTH.

BUDGET ADJUSTMENT

RESOLUTION #46-21

TOWN BOARD OF VAN ETTEN APPROVES TRANSFER OF \$7,000 FROM CONTINGENCY FUND A1990.4 TO SAFETY/BUILDING CODE A3620.4. SPONSOR-FLORA. SECONDED-SWAYZE, JR. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON-EXCUSED AND KETURI-EXCUSED. ALL AYE. CARRIED

A MOTION WAS MADE BY SHOEMAKER AND SECONDED BY FLORA AND CARRIED TO APPROVE PAYMENT OF AUDITED VOUCHERS AS RECOMMENDED BY AUDIT COMMITTEE OF SWAYZE, JR. AND SHOEMAKER. ALL AYE. CARRIED.

OLD BUSINESS:

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- SHOEMAKER STATED RENKO TREE SERVICE WILL BE REMOVING TREES IN CEMETERY LOCATED ON WAVERLY STREET AND UPPER BACK ROAD IN MOUNT HOPE.
- SHOEMAKER UPDATED GRANT PROGRESS; READ EMAIL (SEE FILE) FROM LABERGE AND NOTED TOWN DID NOT PAY INVOICE FROM ATTORNEY COMO.
- SHOEMAKER NOTED LED SIGN UPDATE-INSTALLATION IN JULY.
- SWAYZE, JR. STATED CHEMICAL CART DISPLAY IS IN FINAL STAGES;
 - 2 WINDOWS FOR VIEWING (DONATED WINDOWS)
 - PAINT RED WITH FIRE STATION THEME
 - PROVIDING ELECTRIC TO BUILDING
 - WORKING ON INSTALLING SIDEWALKS FOR VIEWING
- COMMITTEE UPDATES-
 - STREETLIGHTS-ANDY LARISON
 - LARISON STATED STREETLIGHTS ARE GOOD
 - SIDEWALKS-FRED SWAYZE, JR./RICH LECLAIRE
 - FRONT SIDEWALK AT TOWN HALL IN NEED OF REPAIR. SWAYZE, JR. WAITING FOR QUOTES TO REPAIR.
 - WATER DIRECTOR-HAROLD SHOEMAKER

COMMUNICATION FROM THE AUDIENCE:

MS. FRICK STATED NEIGHBORHOOD WATCH MEETING WAS HELD TODAY AT CF&R AND CAPTAIN STEVENS FROM CHEMUNG COUNTY SHERIFF'S OFFICE ATTENDED ALONG WITH TWO (2) REPRESENTATIVES FROM SULLIVANVILLE NEIGHBORHOOD WATCH PROGRAM. MS. FRICK NOTED ONLY FIVE (5) ATTENDEES AND THEY SUGGESTED ANOTHER MEETING. MS. FRICK ALSO NOTED THEY ARE LOOKING FOR FUNDRAISING IDEAS AND CAPTAIN STEVENS PRESENTED NON-EMERGENCY PHONE NUMBER (607) 735-8600 AND CALLS CAN BE ANONYMOUS.

MR. HYLAND STATED REPORT REGARDING AMERICAN RESCUE ACT (SEE FILE) FROM COUNTY EXECUTIVE MOSS THAT HE EMAILED TO BOARD WAS BEST REPRESENTATION OF AMERICAN RESCUE ACT. MR. HYLAND REMINDED BOARD OF COMMUNITY GRANT FUNDS AVAILABLE FROM COUNTY (SAME AS GRANT USED FOR PAVILION LAST YEAR) AND RECOMMENDED APPLYING. SHOEMAKER ASKED ROSE TO COMPLETE GRANT APPLICATION.

MS. DUNBAR ASKED FOR UPDATE ON INSTALLING BUS STOP AND SHOEMAKER STATED BUS COMPANY WILL NOT INSTALL BUS STOP DUE TO BUS STOP BEING ON EAST AND WEST SIDE OF GEE STREET.

NEW BUSINESS:

RESOLUTION #47-21

TOWN BOARD OF VAN ETTEN ADOPTS LOCAL LAW 1 OF 2021; MAINTENANCE AND REPAIR OF SIDEWALKS. SPONSOR-SWAYZE, JR. SECONDED-FLORA. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON AND KETURI-EXC. ALL AYE. CARRIED

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RESOLUTION #48-21

TOWN BOARD OF VAN ETTEN ADOPTS LOCAL LAW 2 OF 2021; STORAGE OF SOLID WASTE. SPONSOR-SWAYZE, JR. SECONDED-FLORA. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON AND KETURI-EXC. ALL AYE. CARRIED

RESOLUTION #49-21

TOWN BOARD OF VAN ETTEN ADOPTS LOCAL LAW 3 OF 2021; REGULATION OF ADULT USE AND ENTERTAINMENT ESTABLISHMENTS. SPONSOR-FLORA. SECONDED-LARISON. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON AND KETURI-EXC. ALL AYE. CARRIED

RESOLUTION #50-21

TOWN BOARD OF VAN ETTEN APPOINTS ERIC LANG AS WATER TECHNICIAN AT \$26 PER HOUR. SPONSOR-SWAYZE, JR. SECONDED-SHOEMAKER. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON AND KETURI-EXC. ALL AYE. CARRIED

RESOLUTION #51-21

TOWN BOARD OF VAN ETTEN APPOINTS DUSTIN ROSE AS COURT GREETER AT \$30 PER COURT SESSION. SPONSOR-SWAYZE, JR. SECONDED-LARISON. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON AND KETURI-EXC. ALL AYE. CARRIED

RESOLUTION #52-21

TOWN BOARD OF VAN ETTEN APPOINTS DOUG DECKER AS WATER MAINTENANCE AT \$26 PER HOUR. SPONSOR-SHOEMAKER. SECONDED-SWAYZE, JR. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON AND KETURI-EXC. ALL AYE. CARRIED

RESOLUTION #53-21

RESOLUTION AUTHORIZING ACCEPTANCE OF OWNERSHIP OF FRONT STREET AND RIGHT-OF-WAY

WHEREAS, THE COUNTY OF CHEMUNG (HEREINAFTER REFERRED TO AS THE "COUNTY") PRESENTLY OWNS AND MAINTAINS A PUBLIC STREET COMMONLY KNOWN AS FRONT STREET AND LOCATED WITHIN THE TOWN OF VAN ETTEN (HEREINAFTER REFERRED TO AS THE "TOWN"), TOGETHER WITH A RIGHT-OF-WAY EXTENDING FROM THE SOUTHWESTERLY END OF FRONT STREET TO NYS ROUTE 34/GEE STREET; AND WHEREAS, THE COUNTY PROPOSES TO TRANSFER TO THE TOWN, AND THE TOWN IS WILLING TO ACCEPT FROM THE COUNTY, OWNERSHIP OF THE AFORESAID FRONT STREET AND RIGHT-OF-WAY; NOW, THEREFORE, BE IT RESOLVED, THAT THE TOWN IS HEREBY AUTHORIZED AND DIRECTED TO ACCEPT FROM THE COUNTY

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OWNERSHIP OF, TOGETHER WITH ALL RIGHTS AND RESPONSIBILITIES WITH RESPECT TO, (A) THAT CERTAIN PUBLIC STREET COMMONLY KNOWN AS FRONT STREET, FROM THE POINT OF INTERSECTION OF SAID STREET WITH NYS ROUTE 224 UP TO AND INCLUDING A CUL-DE-SAC SITUATED BEYOND THE POINT OF INTERSECTION OF SAID STREET WITH CLARK AVENUE, AND (B) THAT CERTAIN RIGHT-OF-WAY RUNNING IN THE LINE OF FRONT STREET BETWEEN THE AFORESAID CUL-DE-SAC AND NYS ROUTE 34/GEE STREET; AND BE IT FURTHER RESOLVED, THAT UPON SUCH ACCEPTANCE OF OWNERSHIP BY THE TOWN, FRONT STREET THEREAFTER SHALL BE RECOGNIZED FOR ALL PURPOSES AS A PUBLIC STREET OWNED AND MAINTAINED BY THE TOWN; AND BE IT FURTHER RESOLVED, THAT THE TOWN'S ACCEPTANCE OF OWNERSHIP OF FRONT STREET AND THE AFORESAID RIGHT-OF-WAY AS AUTHORIZED HEREIN SHALL BE CONTINGENT UPON, AND SHALL NOT TAKE EFFECT UNTIL, THE APPLICATION OF SLURRY SEAL TO THE ENTIRE LENGTH OF FRONT STREET, FROM ITS INTERSECTION WITH NYS ROUTE 224 UP TO AND INCLUDING THE AFORESAID CUL-DE-SAC, WHICH APPLICATION OF SLURRY SEAL SHALL BE COMPLETED BY THE COUNTY OR A CONTRACTOR RETAINED AT THE COUNTY'S EXPENSE. SPONSOR-LARISON. SECONDED-SHOEMAKER. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON AND KETURI-EXC. ALL AYE. CARRIED

RESOLUTION #54-21

TOWN BOARD OF VAN ETTEN APPOINTS DUSTIN ROSE AS CEMETERY CURATOR EFFECTIVE JULY 1, 2021 AT 2021 BUDGETED SALARY. SPONSOR-SWAYZE, JR. SECONDED-FLORA. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON AND KETURI-EXC. ALL AYE. CARRIED

SHOEMAKER STATED DEEDS (NO SURVEY OR ABSTRACT) ARE BACK FROM ATTORNEY ALSHEIMER'S OFFICE FOR SALE OF THREE (3) PARCELS (RESOLUTION #28 – 30-21). KETURI WILL SIGN THEM AND WILL INFORM BUYERS OF DEEDS. TOWN WILL PAY FOR TRANSFER TAX AND BUYER WILL PAY RECORDING FEES (ALL CHECKS MADE PAYABLE TO CHEMUNG COUNTY CLERK).

RESOLUTION #55-21

TOWN BOARD OF VAN ETTEN ACCEPTS GROVER CLEANING BID (SEE FILE) DATED JUNE 10, 2021 AT \$81.00 PER VISIT AND PROVIDE NECESSARY CHEMICALS AND EQUIPMENT. SPONSOR-SHOEMAKER. SECONDED-SWAYZE, JR. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON AND KETURI-EXC. ALL AYE. CARRIED

SHOEMAKER STATED TOWN BOARD WILL REVIEW AMERICAN ACT INFORMATION AND ACT PROMPTLY.

REGULAR TOWN BOARD MEETING WILL BE HELD ON JULY 8, 2021 AT 7:00 PM.

ADJOURNED AT 8:06 PM MOTION BY SWAYZE, JR. SECONDED BY FLORA. ALL AYE. CARRIED.