

**REGULAR MONTHLY MEETING
MINUTES VAN ETTEN TOWN BOARD
SEPTEMBER 14, 2023**

RESOLUTIONS THIS MEETING
BEGIN **54-23** THRU **60-23**

REGULAR MONTHLY MEETING OF TOWN OF VAN ETTEN WAS CALLED TO ORDER BY DEPUTY TOWN SUPERVISOR HAROLD SHOEMAKER AT 7:01 PM.

ROLL CALL OF TOWN BOARD

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

TOWN OFFICERS

BOB EASTWOOD-H'WAY SUPT.
SALLY WHITSON-ASSESSOR-EXC
DAWN ROSE-TOWN CLERK-EXC
RICH LECLAIRE-CODE ENF
BONNIE MALLEN- TOWN HISTORIAN-EXC
HEATHER GABLE- WATER OPERATOR-EXC
DUSTIN ROSE-CEMETERY CURATOR AND
DOG CONTROL OFFCR.
BRENDA QUICK-WATER CLERK
LEON TUTTLE-TOWN JUSTICE-EXC

OTHERS PRESENT: JOE DONOVAN, LLOYD QUICK, CATHY LECLAIRE, JANET SAYRE, FRANK PATTERSON, MIKE GRAHAM, LAURA LARISON AND DAN KRAFTON.

A MOTION WAS MADE BY SWAYZE, JR. AND SECONDED BY SHOEMAKER TO ACCEPT THE MEETING MINUTES REGULAR TOWN BOARD MEETING HELD ON AUGUST 10, 2023. ALL AYE. CARRIED

CORRESPONDENCE READ AND ON FILE WITH THE TOWN CLERK

- ASSOCIATION OF TOWNS NYC TRAINING INFORMATION.
- NYDOT OFF PREMISE SIGNS ON STATE ROUTES.

REPORTS FROM TOWN OFFICERS:

-TOWN JUSTICE-NO REPORT

- CHECK FOR \$924. PRESENTED TO G. KETURI/TOWN SUPV.

-ASSESSOR-SALLY WHITSON-REPORT FILED

-BUDGET OFFICER-GEORGE KETURI- REPORT FILED AND SHOEMAKER READ FIRST PAGE OF AUGUST 2023 BUDGET REPORT.

-TOWN CLERK-DAWN ROSE-REPORT FILED

- CHECK FOR \$109.72 AND \$2,613.81 PRESENTED TO KETURI/TOWN SUPERVISOR.

-TOWN HISTORIAN-BONNIE MALLEN-REPORT FILED

-PARK COMMISSION-NO REPORT-HAROLD SHOEMAKER

- SHOEMAKER REPORTED ELECTRONICS RECYCLING DAY SATURDAY, SEPTEMBER 16 AT TOWN HALL FROM 9A-12P; NO CHARGE FOR VAN ETTEN RESIDENTS. SHOEMAKER ASKED FOR ASSISTANCE.

-DOG CONTROL-DUSTIN ROSE-REPORT FILED

- ROSE NOTED RABIES CLINIC IS OCTOBER 30 AT BANFIELD PARK FROM 6:30 -

-CODE OFFICER-RICH LECLAIRE-NO REPORT

-BUILDINGS & GROUNDS-HAROLD SHOEMAKER-NO REPORT

-CF&R FIRE CO-NO REPORT FILED

-HIGHWAY SUPERINTENDENT-BOB EASTWOOD-REPORT FILED

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- EASTWOOD STATED WEIGHT LIMITS NEED TO BE REVIEWED; EASTWOOD WILL REACH OUT TO STATE AND COUNTY FOR ASSISTANCE.
 - EASTWOOD NOTED SEPTEMBER 19 AND 20 HIGHWAY WILL BE OIL AND STONING BARNES HILL, AUSTIN HILL AND SHOEMAKER ROAD.
 - EASTWOOD PASSED OUT QUOTE FOR BACKHOE AND FOR NEW TRUCK (SEE FILE). PRICES HAVE INCREASED SINCE LAST QUOTE AND DELIVERY DATES ARE PUSHED OUT FARTHER.
- TOWN SUPERVISOR-GEORGE KETURI-NO REPORT
- CHEMUNG COUNTY SHERIFF’S OFFICE AUGUST 2023 STATISTIC REPORT.
- WATER OPERATOR-HEATHER GABLE-REPORT FILED
- WATER DIRECTOR-HAROLD SHOEMAKER- REPORT FILED AND SHOEMAKER READ FIRST PAGE OF AUGUST 2023 WATER BUDGET REPORT.
- SHOEMAKER REPORTED HYDRANT FLUSHING TO START SEPTEMBER 16.
- CEMETERY-DUSTIN ROSE-REPORT FILED
- SHOEMAKER ASKED ROSE IF CEMETERY COULD USE NEW GARBAGE RECEPTACLES; ROSE STATED YES. SHOEMAKER STATED 3 NEW RECEPTACLES ARE IN WHITE SHED.

ALL OFFICERS WRITTEN REPORTS ARE ON FILE WITH TOWN CLERK.
A MOTION WAS MADE BY SWAYZE, JR. AND SECONDED BY FLORA TO ACCEPT THE OFFICER’S REPORTS AS PRESENTED. ALL AYE. CARRIED

AUDIT COMMITTEE-GENERAL-H. SHOEMAKER

A ACCT: \$17,982.24
FIRE: \$

HIGHWAY/WATER-H. SHOEMAKER

DA ACCTS: \$73,279.89
FX (WATER): \$85,336.85

- SHOEMAKER STATED LARGE AMOUNT OF HIGHWAY TOTAL WAS FOR PAYMENT OF DODGE 5500.
- SHOEMAERK STATED \$67,000 OF WATER PAYMENTS IS FOR BOND PAYMENT.

BUDGET ADJUSTMENT

RESOLUTION 54-23

TOWN BOARD OF VAN ETTEN AUTHORIZES TRANSFER OF \$14,000. FROM WATER RESERVES TO FX8340.2. SPONSOR- SHOEMAKER. SECONDED-SWAYZE, JR. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON-EXCUSED AND KETURI-EXCUSED. ALL AYE. CARRIED

A MOTION WAS MADE BY SWAYZE, JR. 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:

- SHOEMAKER RECEIVED PROPOSAL (SEE FILE) FROM HAEFELE FOR TWO PHASES OF COMPLETING BROADBAND IN VAN ETTEN, FIRST PHASE CONSISTS OF \$106K FROM VAN ETTEN (AMOUNT REMAINING FROM ARPA FUNDING). SHOEMAKER, SWAYZE, JR. AND KETURI MET WITH MR. JOE DONOVAN AND CHRIS MOSS AND PRESENTED LETTER REQUESTING ADDITION FUNDING AND

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SUPPORTING DOCUMENTATION FROM SVE SCHOOLS AND AREA BUSINESSES. COUNTY EXECUTIVE MOSS WILL FORWARD VAN ETTEN'S REQUEST TO BUDGET COMMITTEE AND VOTE WILL HAPPEN IN OCTOBER FOR \$250K FOR PHASE TWO AND COMPLETION OF BROADBAND IN VAN ETTEN.

- SHOEMAKER STATED COMMUNITY WATCH MEETING HELD ON SEPTEMBER 9 WAS WELL ATTENDED AND SOME RESIDENTS HAVE OFFERED TO CONTINUE WITH MEETINGS AND ASKING TOWN BOARD FOR ASSISTANCE WHEN NEEDED. TOWN BOARD HAS OFFERED TOWN BOARD MEETING ROOM FOR USE.

COMMUNICATION FROM THE AUDIENCE:

- MR. PATTERSON ASKED FOR STATUS OF LOCAL LAW 2 OF 2023 (LARGE SCALE SOLAR MORATORIUM). SHOEMAKER STATED TOWN IS WORKING ON IT. SWAYZE, JR. STATED WORKING WITH ATTORNEY AND ANTICIPATING REVIEW OF ATTORNEY'S FINDINGS. SWAYZE, JR. INDICATED A YEAR SHOULD BE SUFFICIENT TIME TO REVIEW LARGE SCALE SOLAR INITIATIVE.
- MR. MIKE GRAHAM ASKED ABOUT STATUS OF ANOTHER EMPLOYEE AT TOWN HIGHWAY DEPARTMENT. SHOEMAKER STATED IT'S IN PROCESS; WOULD LIKE EMPLOYEE TO BE FROM VAN ETTEN; DIFFICULTY WITH CDL LICENSE REQUIREMENT HIRING FROM VAN ETTEN. SHOEMAKER STATED TOWN WILL READVERTISE. SHOEMAKER NOTES COST PER EMPLOYEE IS APPROXIMATELY \$80,000 PER YEAR.
- MR. KRAFTON ASKED ABOUT ATV'S. MR. KRAFTON STATED HE'S BEEN CALLING 911 FOR ATV'S ON ROAD AND CHEMUNG COUNTY SHERIFF'S OFFICE HAS BEEN VERY RESPONSIVE.
- MS. SAYRE ASKED ABOUT LOCAL LAW 2 OF 2023. MS. SAYRE ASKED ABOUT \$14,000 TRANSFER (RESOLUTION 54-23); SHOEMAKER NOTED WHEN WATER SYSTEM WAS INSTALLED IN 2006/2007 BATTERY LIFE IS STARTING TO FAIL; WATER DISTRICT HAS REPLACED APPROXIMATELY 50 TO DATE AND THE \$14,000 IS FOR PURCHASING 50 MORE.
- MS. LARISON ASKED WHEN DIRT ROADS ARE GOING TO BE WORKED. EASTWOOD STATED TOWN HAS HAD SOME SUBSTANTIAL RAIN EVENTS AND WILL BE BACK OUT NEXT WEEK WORKING ON DIRT ROADS.

NEW BUSINESS:

- SHOEMAKER STATED CONTACTED BY CORNELL COOPERATION EXECUTIVE/SCHUYLER COUNTY/NYSERDA FOR ENERGY SAVING GRANT OF \$5,000. TOWN WILL REVIEW RESOLUTION PRESENTED AND WILL UPDATE.
- SHOEMAKER NOTED TOWN OF VAN ETTEN EMERGENCY PLAN NEEDS TO BE UPDATED AND WORKED ON.

RESOLUTION 55-23

TOWN BOARD OF VAN ETTEN APPROVES ADVERTISING FOR GARBAGE/RECYCLING BIDS FOR 2024 WITH OPTION OF EXTENSION FOR 1 – 3 YEARS; BIDS DUE BY 4:00PM ON OCTOBER 12,2023. SPONSOR- SWAYZE, JR. SECONDED-FLORA. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON-EXCUSED AND KETURI-EXCUSED. ALL AYE. CARRIED

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- SHOEMAKER STATED TOWN WILL EXTEND (PER SNOW REMOVAL ACCEPTANCE RESOLUTION FROM 2022) SNOW REMOVAL (ALL TOWN PROPERTY AND WELL HOUSE) FROM SCENIC LANDSCAPING FOR 2023-2024.

A MOTION WAS MADE BY FLORA AND SECONDED BY SHOEMAKER AND CARRIED TO EXTEND SNOW REMOVAL BID FROM SCENIC LANDSCAPING FOR 2023-2024. ALL AYE. CARRIED.

- SHOEMAKER STATED TOWN OF BALDWIN HAS LOCAL LAW (SEE FILE) ON BALLOT THIS YEAR FOR USE OF ATV ON TOWN ROADS. SHOEMAKER STATED VERY DETAILED LAW; TOWN BOARD WILL REVIEW AFTER RESULTS OF TOWN OF BALDWIN. SWAYZE, JR. STATED BALDWIN'S LAW APPEARS TO BE DETAILED; MS. LARISON ASKED WHO WILL ENFORCE IT. SWAYZE, JR. RESPONDED LAW AUTHORITIES WOULD RESPOND. MR. DONOVAN STATED TOWN SUPERVISOR OF BALDWIN SPONSORS ATV RIDES.

RESOLUTION 56-23

TOWN BOARD OF VAN ETTEN APPROVES ADVERTISING FOR PUBLIC HEARING ON LOCAL LAW 4 OF 2023- OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW ON OCTOBER 12,2023 AT 7PM. SPONSOR- SHOEMAKER. SECONDED-FLORA. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON- EXCUSED AND KETURI-EXCUSED. ALL AYE. CARRIED

RESOLUTION 57-23

TOWN BOARD OF VAN ETTEN APPROVES ADVERTISING FOR PUBLIC HEARING ON LOCAL LAW 3 OF 2023- REVISIONS FOR REGULATION OF PROPERTY MAINTENANCE IN THE TOWN OF VAN ETTEN ON OCTOBER 12,2023 IMMEDIATELY FOLLOWING PUBLIC HEARING AT 7:00PM. SPONSOR- SHOEMAKER. SECONDED- SWAYZE, JR. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON-EXCUSED AND KETURI-EXCUSED. ALL AYE. CARRIED

- SWAYZE, JR. INDICATED CHANGES TO SECTION 11 (PREVIOUS LOCAL LAW 2 OF 2022) FOR APPROPRIATE TOWN REIMBURSEMENT OF SERVICES.

RESOLUTION 58-23

TOWN BOARD OF VAN ETTEN APPROVES ADVERTISING FOR 2022 BACKHOE WITH EXTEND-A-HOE, AUXILLARY HYDRALICS BIDS. BIDS DUE BY 4:00PM ON OCTOBER 12,2023. SPONSOR- SHOEMAKER. SECONDED-SWAYZE, JR. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON-EXCUSED AND KETURI-EXCUSED. ALL AYE. CARRIED

- SHOEMAKER NOTED SKATEBOARD PARK WAS DONATED TO SPENCER VAN ETTEN SCHOOL AND DONATION WAS ACCEPTED BY SCHOOL LAST MONTH.
- VFW REQUESTED MONIES FOR FLAGS NEXT YEAR AND MONEY IS IN BUDGET FOR 2024.
- SHOEMAKER IS INVESTIGATING PAPER SHREDDING FOR TOWN; SHOEMAKER WILL UPDATE WHEN HE HAS MORE INFORMATION.

RESOLUTION 59-23

TOWN BOARD OF VAN ETTEN APPOINTS CASEY SMITH FOR DEPUTY DOG CONTROL OFFICER. SPONSOR- SWAYZE, JR. SECONDED-SHOEMAKER. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON- EXCUSED AND KETURI-EXCUSED. ALL AYE. CARRIED

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TOWN BOARD OF VAN ETTEN APPROVES ADVERTISING FOR VACANCY FOR HIGHWAY DEPARTMENT EMPLOYEE (ADVERTISED AS LAST ADVERTISEMENT). SPONSOR- SWAYZE, JR. SECONDED-FLORA. ROLL CALL VOTE-SHOEMAKER, FLORA, SWAYZE, JR., LARISON-EXCUSED AND KETURI-EXCUSED. ALL AYE. CARRIED

- MS. LECLAIRE ASKED ABOUT SIGN COMING INTO VAN ETTEN FROM WAVERLY; CAN TOWN UPDATE? SHOEMAKER STATED TOWN CAN REVIEW AND ASK FOR ASSISTANCE.

REGULAR TOWN BOARD WILL BE HELD ON OCTOBER 12, 2023, AT 7:00 PM.

ADJOURNED AT 8:07 PM MOTION BY SWAYZE, JR. SECONDED BY FLORA. ALL AYE. CARRIED.