MINUTES OF TOWN BOARD MEETING OF July 13, 2020
HELD AT THE TOWN HALL, 8529 MAIN ST., CAMPBELL, NEW YORK

PRESENT: Town Board Members: Jeffrey Horton John R. Tschantre; Glenn Vogel, Terry Wheat, and James F. Drumm; **Town Clerk:** Michelle L. Seeley; and **Highway Supt:** Thomas A. Austin; **Code Enforcement Officer:** Thomas Hargrave**;**

ABSENT: None

GUESTS: Gordon Hakes, Linda Baird, Joe Seeley, Wayne Crosier

Call To Order/Pledge /Roll Call/ Prior Minutes.

Mr. Horton called the regular monthly meeting to order at 7 p.m. at the meeting room of the Campbell Town Hall and led the pledge of allegiance. The Town Clerk then took roll call. The minutes of June 15, 2020 were noted.

A motion was offered by Terry Wheat and seconded by John Tschantre to accept the minutes referenced above as written with minor change. Adopted by vote: AYE: 5 NAY: 0

REPORTS

Monthly Reports Filed.

It was noted that monthly Town Supervisor's Report dated July 13, 2020 was received from Wendy Oman the Town Bookkeeper, a Copy was filed with the Town Clerk. A report dated July 09, 2020 was received from DCO Randy Akins and is on file with the Town Clerk.

Highway Report (Thomas Austin)

Tom received information that the 2020 CHIPS Funds will be reduced by 20%. This does not affect the funds remaining from last year. End of August first part of September for paving. Quotes from companies Chemung Contracting, will not do business with Brother Paving due to bump on Tannery Road that they refused to fix. Brother Paving has been placed on the "unfit bidder" list. Terry Wheat suggested to send the bill through the lawyer to have the road fixed.

Hot Patch on Eccles Road and Savona Campbell Road, 10 loads of gravel were removed from Green Hill Creek. The highway crew has been working on grading, ditches, and sluice pipe repairs.

Water Report (Thomas Austin)

There was a lightning strike at the water plant that messed up tone of the analog modules, Roger from Panalogic said it could be fixed. The cost of the part is $2,581.00 but he could find it on EBay for 30% less. Tom asked him to get the part from EBay.

Bookkeeper Report (Wendy Oman)

BUDGET MODIFICATIONS – NEEDS APPROVED BY RESOLUTION

FROM	$$$$	TO	REASON
A599	$40,000.00	A8397.4	From Fund Balance – HUNT Eng. Design Water Ext.
A599	$37,871.38	A1010.4	From Fund Balance – Kraft General Tax Refund V#191
A599	$3,819.10	A1010.4	From Fund Balance – Kraft Lighting Tax Refund V#191

The $40,000.00 Water Ext Fund Balance Modification is necessary to move forward with the design from HUNT Engineering for the new Water Ext District – this will be reimbursed to General Acct once the Water Ext acct is established and funded by WIAA grant.

The $37,871.38 Fund Balance Modification is the amount owed by the Town General acct for the final Kraft Tax Litigation Refund Settlement for years 2016 – 2018.

The $3,819.10 Fund Balance Modification is the amount owed by the Lighting District for the final Kraft Tax Litigation Refund Settlement for years 2016 – 2018. The General Acct needs to lend to the Lighting district until the 2021 budget, at which time the General Acct will be reimbursed.

MISCELLANEOUS:

1. Hometown Hero Project Summary as of 6-16-2020 (last $ received from Town Clerk)

Total money received (Brackets and Banners) =	$28,487.00
Voucher #132 =	-$18,700.00
Voucher #167 =	-$4,069.06
Balance in Acct A693 =	$5,717.94

DRAFT

2. 2019 Amended AUD received from OSC. 6-24-2020 submitted to Town Clerk for official record retention. Pages 55 and 56 are OSC notes and corrections.
3. Tom Austin's refund of water schooling received and credited back to Water districts.
4. Wendy Oman's refund of grant management schooling credited back to General.
5. Wendy Oman – completed online 2020 Court Education Certification. Certificate in file.
6. Kathy Darcangelo – 2020 Court Education Certification of Completion received in mail from NY City Conference – Certificate in file.
7. Holley Smalt handed in 2020 NYS continuing Education Status report for her file.

Jeffrey Horton offered an explanation for the resolution to pay back Kraft for the lawsuit for the taxes. He and Wendy worked with Upstate milk to get the figures lowered. Upstate Milk did not wish to be part of the lawsuit against the town and the bill was reduced.

A motion to approve the above mentioned transfers was made by Glen Vogel and seconded by James Drumm. Adopted by vote: AYE: 5 NAY: 0

RESOLUTION # 6 OF 2020

A RESOLUTION OF THE TOWN OF CAMPBELL TOWN BOARD REGARDING SETTLEMENT OF LITIGATION RELATING TO CERTAIN NEW YORK ARTICLE 7 REAL PROPERTY TAX LAW ASSESSMENT CHALLENGES

At a regularly scheduled meeting of the Town of Campbell Town Board held on July 13, 2020, the following resolution was unanimously adopted:

WHEREAS, the Town of Campbell is the Respondent in litigation commenced by and on behalf of Petitioners Kraft General Foods, Inc. and UNC Real Estate I, LLC ("Petitioners"), under Index No(s) 2015-0932CV, 2016-0758CV, and 2017-0781CV challenging the tax assessments pertaining to the premises commonly known as 8600 Main Street, Campbell, New York, for the tax years 2015-2016, 2016-2017 and 2017-2018 pursuant to New York Article 7 Real Property Tax Law; and

WHEREAS, the Town of Campbell and the Petitioners have reached a settlement in connection with the above-referenced tax assessment challenges, consistent with the terms of the Stipulation of Settlement, attached hereto as **Exhibit A;** and

WHEREAS, pursuant to the Stipulation of Settlement, the Town of Campbell's proportionate share of any refund(s) owed to Petitioner totals Forty One Thousand Six Hundred Ninety Dollars and 48/100 cents ($41,690.48), including Thirty-Seven Thousand Eight Hundred Seventy One Dollars and 38/100 Cents ($37,871.38) from General Fund, Three Thousand Eight Hundred Nineteen Dollars and10/100 cents ($3,819.10) from Lighting District; and

WHEREAS, the County of Steuben, through its Finance Department, has expressed a willingness to coordinate the payment of the refunds owed to Petitioners; it is hereby

RESOLVED, that the Town of Campbell Town Board is hereby authorized to take all necessary steps to finalize the settlement of the aforementioned tax assessment challenges, including authorizing its counsel to execute the Stipulation of Settlement; and it is further

RESOLVED, that the Town of Campbell Town Board is authorized to issue payment to the County of Steuben Finance Department in the amount of Forty One Thousand Six Hundred Ninety Dollars and 48/100 cents ($41,690.48)

ADOPTED this 13th day of July 2020 by Roll call vote Wheat: Aye, Tschantre: Aye, Drumm: Aye, Vogel: Aye, and Horton: Aye

Codes (Thomas Hargrave)

1. There were 22 building permits issued

   (2) Fences

   (2) Accessory buildings

   (5) Roofs

   (5)Decks

   (2)Pools

   (1) Septic system

   (1) Electrical service

   (1) Backup generator

(1) Renovation

(1) Commercial building

(1) Hot tub

2. There were (31) permit inspections
3. Work is progressing on Monroe Tractor addition and Austin Construction rebuild
4. Session 2 of my code training week 7/13 on line in my office
5. Issued (1) COO AND (9) COC this month
6. (1) Site plan (3) floodplain permits on Planning Board agenda. Thanks Michelle for your help
7. Most of my time is spent on property maintenance issues

Tom Hargrave has made progress with mowing for the CMA Church, and the home on Tannery Road, and the Post Office.

Assessor Report (Holly Smalt)

The following report will bring you up-to-date on the activities of the Assessor's Office.

This month I have been processing monthly transfers, escrows, & other misc. administrative duties. I have been working on a Mobile Home Park STAR spreadsheet for New York State Department of Taxation and Finance along with processing current work for the school tax bills.

I have requested advisory appraisals from NYS Department of Taxation and Finance for the 2021 Revaluation.

The final roll was filed with the town clerk on July 7th, 2020. A legal ad was run in the July 1st edition of The Leader and posted on the board at the town hall.

Once again if there are any questions or comments, please feel free to contact me.

Fire Department Report (Linda Baird)

Linda Baird of Campbell Fire Dept., reported on fire calls; 14 medical, 4 Fire, 1 MVA, 5 Misc. June total 24 YTD Total 201.

Started training again, trying to get back to normal. Jeffrey Horton wanted to publicly thank the Campbell Fire Department for their response to his skid steer fire. He noted that Glen Vogel did an outstanding job directing the fire personnel.

Voucher Audit – 728 p.m.

Vouchers were submitted and approved as follows:

General Fund Vouchers # 201-222	$ 64,350.05
Highway Vouchers # 107-117	$ 22,098.23
Water District 1 SW- Vouchers # 37-42	$ 1,219.83
Water District 2 SW2-Vouchers # 16-17	$ 727.92
Water District 3 SW3-Vouchers # 17-18	$ 2,070.47
Street Lighting SL Voucher # 223	$ 458.79
Trust & Agency TA Voucher # 7	$ 185.00
For a grand total of	$ **91,110.29**

Adjournment.

There being no further business before the Board, the meeting was, upon motion by Glen Vogel and seconded by James Drumm, adjourned at 7:30 p.m.

Respectfully submitted,

MICHELLE L. SEELEY
Campbell Town Clerk

DATED: July 20, 2020
ATTACHMENTS: