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**MINUTES OF TOWN BOARD MEETING OF JUNE 8, 2015
HELD AT THE TOWN HALL, 8529 MAIN ST., CAMPBELL, NEW YORK**

PRESENT: Town Board Members: David L. Tennent, John R. Tschantre; Jeffrey Horton, and Sara B. Rosplock; **Town Clerk:** Sandra M. Austin; and **Highway Supt:** Thomas A. Austin.

ABSENT: Terry E. Wheat.

GUESTS: David Pierce of E. Campbell FD, Mike Camann, Denice Thompson, Trudy Young, Colleen Sutton, Maureen Cook, Linda Baird, Judy Stratton, Donald Stratton, Audrey Whitcomb, Marcella Krevey, Edward Krevey, Michael Cosier, Wayne Cosier, Glenn Vogel of Campbell Fire Dept. and Andrew Buckley.

Call To Order/Pledge / Roll Call

Mr. Tennent called the regular monthly meeting to order at 6 p.m. at the meeting room of the Campbell Town Hall and led the pledge of allegiance. The Town Clerk then took roll call.

Riverside Cemetery—Eagle Scout Project.

Andrew Buckley explained the progress on his Eagle Scout project to replace the fencing around the Riverside Cemetery. The projected cost is \$5,335.75, and to date, he had raised funds totaling \$3,280.08. He is asking for funds to cover the balance of the materials.

RESOLUTION #1 was offered by Rosplock and seconded by Tschantre to authorize the sum of \$2,205.67 to Andrew Buckley for building materials to complete the Riverside Cemetery fence Eagle Scout project. Adopted by vote: Horton-Aye; Rosplock-Aye; Tschantre-Aye; and Tennent-Aye.

Prior Minutes.

RESOLUTION #2 was offered by Horton and seconded by Rosplock to accept the minutes of May 11, 2015 as presented. Adopted by vote: Horton-Aye; Rosplock-Aye; Tschantre-Aye; and Tennent-Aye.

Vieley & Hough Roads -- Speed Reduction Petition.

Colleen Sutton presented a petition on behalf of the residents of the Vieley Road area. Discussion was had that the current 55 m.p.h. speed limit is dangerous on these roads especially for pedestrians and children. A letter from a school bus driver who drives this route was also presented. The bus driver says that Vieley Road is a steep hill that contains 7 blind curves with bus stops. That of those stops, most are on a curve or just past the apex with a visible distance shorter than the braking capability of a vehicle travelling at 55 m.p.h. and that there have been many close calls on Vieley Road; further that the hill is steep enough to require the bus to shift into second gear when going down the hill, which would cause vehicles to suddenly come up on a bus when moving or to panic-stop when picking up or discharging students. Also, on the other hand, that when the bus is climbing the hill, a motor vehicle would often “cut the corners” leaving the bus with little space to avoid a collision along the banks.

RESOLUTION #3. On motion of Councilman Horton, seconded by Councilman Tschantre, as follows:

WHEREAS, at the June 8th, 2015 Town of Campbell Monthly Town Board Meeting, a petition was presented by a citizen containing 42 signatures, a copy of which is attached hereto and made a part hereof; and

WHEREAS, said petition was requesting a reduction of the speed limit to a safer speed limit the length of Vieley Road starting at Tannery Road intersection to the end, and on Hough Road, which is a turn off from Vieley Road, to its end; and

WHEREAS, said petition indicates that the current speed limit (which would be 55 m.p.h. because it's not marked otherwise) is unsafe because vehicles at that speed cannot slow down quick enough to stop for a slowing school bus; or pedestrians or pets in the roadway;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts said speed limit reduction petition and hereby refers same to the Steuben County Highway Department for review and action.

Resolution was adopted as a result of vote as follows: Horton-Aye; Rosplock-Aye; Tschantre-Aye and Tennent-Aye.

Public Comment.

Glenn Vogel of Campbell Fire Dept., reported on fire calls; and

Ed Krevey—expressed concern about the contractor's work in Water District #3 and in his neighborhood. He says that the agreement was that it would be put back the way it was and that, to date, it has not been done.

Salt Storage Building Repair.

Tom Austin noted that the Cover-All company that we had originally purchased the building from, was taken over by Adnorth Structures LLC, the company which he has now been dealing with. He received a quote from them for: the 72' end wall [fabric only] --\$2,268.00; two 1" hand ratchets -- \$18.00; two rolls of 100 ft. belting to lace end -- \$49.00 and a freight charge of \$950.00; for a total of \$3,285.00.

Following discussion, RESOLUTION #4 was offered by Horton and seconded by Rosplock to purchase the as above out-lined materials with ancillary costs allowed for a welder, if necessary; funds would come from the general side of the budget. Adopted by vote: Horton-Aye; Rosplock-Aye; Tschantre-Aye; and Tennent-Aye.

Financing for 2016 International 10-Wheeler.

RESOLUTION #5: The following resolution was offered by Sara B. Rosplock, who moved its adoption and seconded by Jeffrey P. Horton, to wit:

\$190,000.00 STATUTORY INSTALLMENT BOND RESOLUTION DATED JUNE 8, 2015, AUTHORIZING THE ISSUANCE OF \$190,000.00 SERIAL BONDS BY THE TOWN OF CAMPBELL, STEUBEN COUNTY, NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE IN PART THE PURCHASE OF A 2016 INTERNATIONAL 7600 DUMP TRUCK WITH TENCOS PLOW EQUIPMENT.

WHEREAS, the Town Board of the Town of Campbell, Steuben County, New York, by resolution adopted on May 11, 2015, authorized the purchase of a 2016 International 7600 Dump Truck with TENCOS Plow Equipment, to be purchased at a total price of \$207,574.75, and

WHEREAS, it is now desired to provide for the financing of said truck with equipment;

NOW THEREFORE, BE IT RESOLVED:

1. The purchase of the 2016 International 7600 Dump Truck with TENCOS Plow Equipment is hereby authorized at a maximum cost of \$207,574.75.
2. The plan for the financing of said truck with equipment is by payment of \$17,574.75 from current Highway Department funds, and issuance of a statutory installment bond in the amount of \$190,000.00 maturing over a period of not more than four (4) years from July 15, 2015. The details pertaining to such bond(s) may be prescribed in another resolution or resolutions of this Board.
3. It is hereby determined that the period of probable usefulness of the aforesaid object or purpose is fifteen years, pursuant to subdivision 28 of paragraph A of Section 11.00 of Article 2 of the Local Finance Law, and said bonds will mature over a period not in excess of four years.
4. That the Town of Campbell issue its Statutory Installment Bond in the amount of \$190,000.00 to finance said cost, in accordance with the financial plan set forth above. Said bond shall be issued in registered form without coupons and shall not contain a power to convert to either a coupon or bearer bond. It shall be dated as of July 15, 2015, and shall bear interest at a rate not to exceed 3.00% per annum.
5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell a statutory installment bond, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Said statutory installment bond shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.
6. Payment dates for such statutory installment bond shall be July 15, 2016 through July 15, 2019 with yearly principal payments of \$47,500.00 for years 2016 through 2019, and shall bear interest at a rate of 2.85% per annum, interest to be paid annually.
7. The faith and credit of the Town of Campbell, Steuben County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on said bond as the same respectively become due and payable.
8. The bonds hereby authorized are declared to be "exempt bonds" under the provisions of the Internal Revenue Code of 1986 inasmuch as the Town of Campbell will not issue more than \$10,000,000.00 of bonds during the year of issue.
9. The validity of such bonds or notes or any bond anticipation notes issued in anticipation of the sale of such bonds may be contested only if:

Campbell Town Board Minutes for Meeting of June 8, 2015

- i. Such obligations are authorized for an object or purpose for which the municipality, school district or district corporation is not authorized to expend money, or
- ii. The provisions of law which should be complied with at the date of the publication of such resolution or summary thereof, or certificate, as the case may be, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or
- iii. Such obligations are authorized in violation of the provisions of the constitution.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

David L. Tennent voting YES

John R. Tschantre voting YES

Sara B. Rosplock voting YES

Jeffrey P. Horton voting YES

Terry E. Wheat voting ABSENT

The resolution was thereupon declared duly adopted.

Town Park – Roof on Pavillion.

Tom Austin noted that, unless unforeseen problems occur, the crew would be fixing the pavillion roof this week at the E. Campbell Park.

Shared Services Agreement.

RESOLUTION #6 was offered by Horton and seconded by Tschantre to authorize signing the shared services agreement to receive millings from the E. Corning re-paving job. Adopted by vote: Horton-Aye; Rosplock-Aye; Tschantre-Aye; and Tennent-Aye.

Revenue Anticipation Note.

Mr. Tennent noted that we have several projects going on, for which we won't get reimbursement until done, and suggested that we get a Revenue Anticipation Note for the period from July 15th to December 15th in the amount of \$200,000.00. Discussion was had.

RESOLUTION #7: The following resolution was offered by Sara B. Rosplock who moved its adoption, and seconded by John R. Tschantre, to wit:

REVENUE ANTICIPATION NOTE RESOLUTION DATED JUNE 8, 2015.

A RESOLUTION DELEGATING THE POWER TO AUTHORIZE THE ISSUANCE OF AND TO SELL NOT EXCEEDING TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) REVENUE ANTICIPATION NOTES OF THE TOWN OF CAMPBELL, STEUBEN COUNTY, NEW YORK, IN ANTICIPATION OF NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYS DOT) FUNDS AND CONSOLIDATED LOCAL STREET AND HIGHWAY IMPROVEMENT PROGRAM (CHIPS) FUNDS TO BE RECEIVED FROM THE STATE OF NEW YORK DURING FISCAL YEARS 2015 AND 2016.

BE IT RESOLVED, by the Town Board of the Town of Campbell, Steuben County, New York, as follows:

Section 1. The power to authorize the issuance of and to sell not exceeding \$200,000.00 revenue anticipation notes of the Town of Campbell, Steuben County, New York, including renewals of said notes, in anticipation of receiving New York State Department of Transportation (NYS DOT) Funds and Consolidated Local Street and Highway Improvement Program (CHIPS) Funds from the State of New York during the 2015 and 2016 fiscal years, is hereby delegated to the Supervisor of said Town, its chief fiscal officer. Said notes shall bear interest at a rate not to exceed 5.0% per annum, shall be of such terms, form and contents as may be determined by the Town Supervisor, pursuant to the Local Finance Law.

Section 2. The total amount of NYSDOT funds which the Town of Campbell expects to receive in the 2015 and 2016 fiscal years is expected to be \$164,950.00, and the total amount of CHIPS funds which the Town of Campbell expects to receive in the 2015 and 2016 fiscal years is expected to be \$129,956.00, of which the sum of \$200,000.00 is expected to be used to pay off the Revenue Anticipation Notes being authorized by this resolution.

Section 3. The Revenue Anticipation Notes authorized hereby shall mature six months after issuance, which is expected to be on the 15th day of December, 2015. Should the NYSDOT

Campbell Town Board Minutes for Meeting of June 8, 2015

and CHIPS funds anticipated herein not be actually paid by the end of the month of November, 2015, the Town Supervisor is hereby authorized to issue renewal Revenue Anticipation Notes pending the receipt of the NYSDOT and CHIPS funds referred to above, which Notes shall be repaid in full when such NYSDOT and CHIPS funds are actually received.

Section 4. The validity of such notes or any revenue anticipation notes issued in anticipation of the sale of such notes may be contested only if:

- i. Such obligations are authorized for an object or purpose for which the municipality, school district or district corporation is not authorized to expend money, or
- ii. The provisions of law which should be complied with at the date of the publication of such resolution or summary thereof, or certificate, as the case may be, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or

iii. Such obligations are authorized in violation of the provisions of the constitution.

Section 5. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

David L. Tennent voting YES
John R. Tschantre voting YES
Sara B. Rosplock voting YES
Jeffrey P. Horton voting YES
Terry E. Wheat voting ABSENT

The resolution was thereupon declared duly adopted.

TEP Sidewalk Project.

It was noted that the bid opening was held this date for the TEP Sidewalk Project with the following persons present: Brent Rauber of NYSDOT; Terry Morroni of Nelson & Streeter Const.; Brad Jacobs of Architectural Concrete Plus, LLC.; David Tennent and John Tschantre on behalf of the Town; Jody Allen of LaBella Associates, and Sandra Austin, Town Clerk. The bids were opened by the Town Clerk and announced as the total bid amounts as follows:

Nelson & Streeter Construction Co., Inc.---\$253,850.00; and
Architectural Concrete Plus, LLC --- \$343,050.76.

Discussion was had. It was noted that the budget for this project was about \$181,000.00. Since both bids were well over this amount, we may have to re-bid the project or go with the lower bid and cut out portions of the work. LaBella and DOT would review the bids in detail and make a recommendation.

With regard to with testing of concrete during the sidewalk project, discussion was had. Eric Fischlein of LaBella had gotten quotes for materials testing during installation. He had reviewed them and had made a recommendation that we contract with SJB Services Inc. for an amount not to exceed \$1500.00 to \$2000.00 per their proposal sheet.

RESOLUTION #8 was offered by Horton and seconded by Tschantre to accept the recommendation of Eric Fischlein and authorize the concrete/materials testing by SJB Services during the sidewalk construction, not to exceed \$2,000.00. Adopted by vote: Horton-Aye; Rosplock-Aye; Tschantre-Aye; and Tennent-Aye.

Executive Session.

On motion of Horton, seconded by Rosplock, the following resolution was adopted: RESOLUTION #9: RESOLVED that this Board move into executive session to discuss items concerning union negotiations Time 7:07 p.m. Adopted by roll call Vote: Ayes- 4; Nays-0.

Close Executive Session.

On motion of Horton, seconded by Tschantre, the following resolution was adopted: RESOLUTION #10: Resolved that the executive session be closed and that this Board return to regular meeting. Time 7:37 p.m. Adopted by vote: Ayes-4; Nays-0.

Campbell Town Board Minutes for Meeting of June 8, 2015

Monthly Reports Filed.

It was noted that a monthly report was received from Marvin Rethmel as per Codes and Dogs--- dated 6/8/15. A copy was filed with the Town Clerk.

Voucher Audit - 7:37 p.m.

Vouchers were submitted and approved as follows:

| | | |
|---|----|---------------|
| General Fund Vouchers #166-195 totaling | \$ | 33,501.45; |
| And Highway Vouchers #107-124 totaling | \$ | 46,571.86; |
| Water District Capital Project #8-13 | \$ | 919,415.45; |
| Street Lighting Voucher #6 totaling | \$ | 963.52; |
| Water District 1 SW Vchrs #34-43 | \$ | 80,287.57; |
| Water District 2 SW2-Vchr #11-13 | \$ | 330.00; |
| Water District 3 SW3-Vchr #10-14 | \$ | 17,251.72; |
| For a grand total of | \$ | 1,098,321.72. |

Adjournment.

There being no further business before the Board, the meeting was, upon motion by Horton and seconded by Rosplock, adjourned at 7:38 p.m.

Respectfully submitted,



SANDRA M. AUSTIN
Campbell Town Clerk

DATED: June 19, 2015.

ATTACHMENT: Speed Reduction Petition