

**MINUTES OF TOWN BOARD MEETING OF MARCH 8, 2021
HELD AT THE TOWN HALL, 8529 MAIN ST., CAMPBELL, NEW YORK**

PRESENT: Town Board Members: Jeffrey Horton John R. Tschantre; Terry Wheat and James F. Drumm; **Town Clerk:** Michelle L. Seeley; and **Highway Supt:** Thomas A. Austin; **Code Enforcement Officer:** Thomas Hargrave; **Dog Control Officer:** Randy Akins; **Tax Assessor:** Holly Smalt

ABSENT: Glenn Vogel

GUESTS: Joe Seeley, Wayne Crosier, Jordon Frost, Jeff Thompson, Mickey Sonner, Judy Simmons, Allison Berger, Dale Dates, Kevin Foster, Joan Palinkas, Don Markell, Lauran Wilson, Everett Wilson, Bill Austin

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 Public Hearing minutes of February 8, 202, and the Regular Town Board Meeting minutes of February 8, 2021 were noted.

A motion was offered by John Tschantre and seconded by Terry Wheat to accept the minutes referenced above as written. Adopted by vote: AYES- 4; NAYS-0 ABSENT-1

Public Comment

Allison Berger presented an additional 22 (signatures) to be added to her original 49 (signatures) presented on December 14, 2020, for a petition against future expansion of the Casella Hakes Landfill located on Manning Ridge Road in Painted Post. Mrs. Berger then read a letter from Mary-Alice Little for the record (Attached). She further stated that she had seen the reports from DEC and understands there is radiation in the ground but does not understand what the levels are. She wants to know exactly what goes into the landfill and what is currently there.

Jeffrey Horton explained that the Town had not received an application from Casella Hakes, he however did receive the letter from the DEC requesting to become the Lead Agency for any expansion (Dated March 2, 2021). As in the past if there is any expansion efforts from Casella Hakes, there will be multiple Public Hearings, and the public will be informed.

Dale Dates stated that he had heard that if the expansion is approved that the truck traffic will increase and be routed down Frog Hollow Road. He would like to keep the road as it is now, and have the police monitor it due to the big equipment that already travels that road at 2-3 AM, this road is only rated for 5 tons. There are too many children in the neighborhood who play near the road for this to be safe. Large trucks drop into the ditch and have a hard time getting out as it is.

Jeffrey Horton stated that he would talk to the Law Enforcement, however, the same thing is happening on Clawson Drive, and Law enforcement has stated that they are spread too thin at this time to monitor the situation.

Thomas Austin replied to Mr. Dates comment about the trucks in the ditch. This is a County intersection that must be maintained by the County.

Wayne Cosier asked the Board if the County was "broke". He also mentioned that if in fact Manning Ridge were to be closed to traffic, there would only be one way in and one way out. This would cause issues for 911 in case of emergencies. As it is there are mud slides and fallen Ash trees that cause issues. Allison Berger seconded his comment about 911 vehicles.

Jeffrey Horton replied that the County had not received as much money as usual in taxes due to the Covid-19 pandemic, but they were not as bad off as the State in that respect. He reiterated that before there were any action taken on a landfill expansion or road closing, there would be public hearings.

Tom Austin stated that if anyone uses the route that the landfill is proposing to shut off, even if it is just one person, New York State law says it is illegal to abandon the road. Therefore anyone who uses the route daily is encouraged to make it known at one of the public hearings.

Allison Berger expressed her thanks to the Board for giving her a chance to speak.

REPORTS

East Campbell Fire Department

Mickey Sonner has officially stepped down as Fire Chief of the E. Campbell Fire District. He will be available to the FD in an administrative position until the end of the year. He thanked the Board for their assistance with getting the FD back up. As of March 8, 2021 Jordon Frost will be acting Fire Chief for the Department. The E. Campbell FD will be offering their first chicken BBQ on April 24, 2021 in connection with the Recruit NY program. They are hoping to recruit new members.

Jeffrey Horton thanked Mickey for all of his hard work in the growth of the department.

Monthly Reports Filed.

It was noted that monthly Town Supervisor’s Report dated March 2, 2021 was received from Wendy Oman the Town Bookkeeper, a Tax Collector report was received from William Rosplock, a Dog Control Report was received from Randy Akins, and a Town Clerk Report was received from Michelle Seeley a Copy was filed with the Town Clerk.

Bookkeeper Report (Wendy Oman)

March 8, 2021 Board Meeting – Bookkeeper Report for February 2021

February Revenues Received

GENERAL:

| | |
|-------------|---|
| \$60,839.33 | NYSEG PILOT – (Annual) |
| \$2,860.69 | UNC PILOT - KRAFT – (Annual) |
| \$10,372.60 | TIME WARNER FRANCHISE - SPECTRUM – (Annual) |

WATER DISTRICT #1:

| | |
|----------|---|
| \$750.00 | 2019 & 2020 POOL/HYDRANT USE – Campbell Fire #1 |
|----------|---|

Water Extension Project: – Worked with Jennifer Vaughn from HUNT to finalize and submit for the Community Development Block Grant (CDBG). Application submitted March 4, 2021 for \$1,250,000.00 grant request.

Town of Campbell Park Project: – Worked with Sam Vargason from HUNT to finalize and submit the new downsized park project drawings and final definitions to the Regional Grants Administrator to approve the changes to stay in line for our approved grant funding. Paperwork accepted for review March 2, 2021.

Fire #1 (Campbell) & Fire #2 (East Campbell): (Below issues are all ANNUAL requests)

Pool Fillings/Hydrant – After review of 2020 I realized that Fire #1 did not reimburse for 2019 or 2020. Talked with Fire #1 about their process and they are changing their usage forms and process. 2/24/21 Fire #1 paid for 2019 and 2020. Fire #2 did not reimburse for 2020 – I will be in contact with them in March to resolve.

Cancer Policy – Fire #2 submitted verification of their 2021 Cancer Policy (per PERMA – VFF 2017 Enhanced Cancer Benefits Act). Fire #1 has not submitted – I will be in contact with them in March to resolve.

Worker’s Comp – Fire #2 was sent their WC invoice along with their revenue check. Due back by March 12, 2021. Fire #1 per the Steuben County Emergency Services, “Campbell Fire Department should be providing your municipality with a roster of their members for Worker’s Compensation purposes. Please provide this list to us at your earliest convenience.” I have not received a list or status from Fire #1 at this time.

Personnel: Sent an email to all those who have not completed their Harassment and Discrimination Annual Training for 2020-2021, including all volunteers. Finding that a few took the class but did not receive and/or did not give me a copy of their certificate of completion. I do not automatically receive notification from NYMIR when classes are completed. It is up to each individual to provide me with a certificate of completion. AND, just a note, 2021-2022 will need to be completed by October 1, 2021. When that info is out I will hold classes and/or send out webinar info like last year.

Dog Control (Randy Akins)

A report was received from Randy Akins regarding dog calls in February. On 2/13/21 I received a call from a tax payer who resides on Wolf Run Rd. about her golden retriever that was missing. At 12:28 p.m. I received a call from her neighbor who had discovered the dog running around on Wolf Run Rd. and had picked the dog up and after speaking with some of the neighbors the dog was returned to the caller. I called both individuals when I returned home. On 3/1/21 I received a call at 9:03 a.m. at work from a resident about two huskies that were at her residence on Meads Creek Rd. Apparently her husband called her and told that the dogs were in their back yard, the caller was at work at the time, I told her to call me if the

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dogs were still there when she returned she never called me back so I am assuming that they returned home.

The Denmark's have not had their inspection as of yet, they have not heard back from the State. The State wants to do a surprise inspection.

Randy discussed the possibility of a rabies clinic this year. Because Dr. Hammond is still not comfortable with doing the clinics Randy suggested that the Town use Courtney Cornell. Possible sites for a drive through clinic were discussed; the school and the Legion Field were mentioned. This topic will be revisited in May after some research can be done.

Codes (Thomas Hargrave)

1. There were 2 building permits issued this period

(1) Garage

(1) Zoning – siding, windows

2. There were (28) permit inspections this period

3. Completed all outstanding COC For permits

4. Will be sending in 2020 NYS code activities form

By 3/31/2021

5. (2) Fire inspections completed this period

6. Supplied info on following properties

4354 Meads creek- New home

8585 Vieley Road- New garage

9421 Elm Street – New home

4678 Evergreen Street. New home

8600 Vieley Road- New garage

5049 Meads creek- Subdivision

7. Supported Town of Lindley with code violation

8. Working with Hunt Engineering on next water well site

Might need emergency Planning Board Meeting for site plan/floodplain permit

Assessor Report (Holly Smalt)

The past month has been busy meeting with property owners and processing exemptions as Taxable Status Date was March 1st. As well as continuing to process monthly transfers, escrows, & other misc. administrative duties for the 2021 Tentative Assessment Roll.

Steuben County has established the cut-off date for entering and processing all work for the 2021 Tentative Roll. This date is April 18th, 2021. All tentative assessments, monthly transfers, exemptions, state-owned land, railroad ceilings, special franchise, utilities, and any other misc. components need to be processed for the Tentative Roll by this date.

I am continuing to work on the revaluation project for 2021 and am in the last phase. Field review documents have been printed and each parcel has been reviewed with their new assessment. Notices are scheduled to be sent out March 9th. With Informal Hearings being scheduled the weeks of March 22nd and 29th. If property owners are reaching out to you, please have them contact me. There will be a cover letter sent with the notices that will have my contact information on it. February 10th I attended our monthly assessor's association meeting.

Pursuant to Section 501 of the RPTL an inventory notice needs to be published in the town's official paper for 2 consecutive weeks and posted on the bulletin board. I have sent the Legal Ad to The Leader and it will be posted at the Town Hall.

A letter went out to property owners in the R-1 district in Campbell with information on their 2022 assessments. The letter includes information on how to grieve the new assessment if the property owner feels there is an issue with the new amount. Approximately 1/3 will go up, 1/3 will remain the same, and 1/3 will see an increase. 289 properties will see a decrease of between \$100-\$200 and 1.44% will see an increase of up to \$500. With the new reevaluation the Town saw approximately \$20 million in increased value, the current tax rate is 3.92 and should go to 3.48 next year if the Town keeps the same levy as 2021. The biggest shift in values is in vacant land. All vacant land is valued the same, regardless if it is residential, commercial, residual, or agriculture, based on the new land schedule. The biggest shift will be in residual land value. Numbers can change based on the informal hearings that the assessor holds or the more formal hearings held by the Board of Assessment Review. Informal hearings will be held the 22nd of March and the 29th of March and possibly on a Saturday.

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Jeffrey Horton stated that all questions regarding the reevaluation should be directed to Holly Smalt, to avoid giving wrong information. He will send out an e-mail to all Town employees and Board Members to refer any person with concerns to the letter and the special phone number setup to schedule an appointments.

Town Clerk Report (Michelle Seeley)

Town Hall rental for non-profits- Jeffrey Horton stated that until the Covid restrictions are lifted we have no way to monitor gatherings and therefore cannot reopen to public rentals at this time. He also stated that there are concerns with insurance issues for public gatherings. If someone were to get hurt during a party, the Town would be liable. At this time he is unsure if the Town will continue to rent the Hall in the future. There are other options such as E. Campbell Fire Hall, the Legion, and the Future Campbell Fire Hall that will be available to the residents. John Tschantre agreed and it was decided to table the discussion until further notice.

Highway Report (Thomas Austin)

Thomas Austin began his report by extending his personal thanks to Jeffrey Horton for his assistance with plowing snow while the Highway Department was short staffed, he went on to recognize Matthew Jessup, Brian Austin, and the Hornby crew for their outstanding work and assistance.

There are several pieces of equipment that need to be replaced and Tom has done research to find equipment that will benefit the Town. He will be able to replace the equipment without raising his budgetary needs by using money from trade-in values, the sale of old equipment on Auctions International, and funds from equipment that is set to be paid off. Tom estimates that the sale of the below mentioned items will be significant and is requesting a motion to purchase the new equipment described below as well as sell the following equipment.

A motion to purchase the Case 721G ZBAR Loader for \$211,485.70 less the trade in value of the 1997 John Deere 644G of \$49,796.43 for a total of \$161,689.27 under the NYS OSG PC# PC67265 bid, and finance it through the Key Bank Municipal Lease program for 5 years at 2.53% was made by John Tschantre and seconded by James Drumm. Adopted by roll-call vote Wheat: AYE, Tschantre: AYE, Drumm: AYE and Horton: AYE Vogel: ABSENT.

A motion to place the 2015 International with Plow and Wing, the 2002 International with Wing and Plow, the 2004 5520 John Deere Tractor and Boom Arm mower, and the 2011 John Deere front mower with soft cab and front mower attachment on Auctions International to sell was offered by Terry Wheat and seconded by James Drumm. Adopted by roll-call vote Wheat: AYE, Tschantre: AYE, Drumm: AYE and Horton: AYE Vogel: ABSENT.

A motion to purchase a 2022 H507 4x4 for the amount of \$205,565.87 minus the amount from the sale of the aforementioned 2015 International with Plow and Wing and the 2002 International with Wing and Plow based on the piggybacked Onondaga Bid Contract #8996 and to finance balance through the Key Bank Municipal Lease program was made by Terry Wheat and seconded by John Tschantre. *Adopted by roll-call vote Wheat: AYE, Tschantre: AYE, Drumm: AYE and Horton: AYE Vogel: ABSENT.*

Tom Austin received a bid for an 80' x 85' salt storage building with a 14' roof on the outside portion and a 43' center roof line. The total bid for the building is \$244,945.10. This includes the new building install and the removal of the old building. With the current building fund of \$242,865.61 there will only be \$2,079.49 to either be financed or paid for from the Town Fund Balance.

Thomas Austin discussed the canvas roof for the new building and estimates it will last up to 75 years with proper maintenance. The old roof has been repaired or patched several times in the last 5 years and is too far gone to be re-used. The concrete that currently makes up the salt storage building was purchased used and has reached the end of its useful life. To save money the Highway Department will dig the footers for the new building.

A motion to approve the removal of the present salt storage building and the purchase and installation of a new salt storage building for the total cost of \$244,945.10 under the Sourcewell contract #091319-BRT to be paid for using the existing Building fund totaling \$242,865.61 and the balance of \$2,079.49 to be either financed or paid for from the Fund Balance, whichever is in the Town of Campbell's best interest, was made by James Drumm and Seconded by John Tschantre. *Adopted by roll-call vote Wheat: AYE, Tschantre: AYE, Drumm: AYE and Horton: AYE Vogel: ABSENT.*

Fire Department Report (Linda Baird)

Linda Baird of Campbell Fire Dept., reported on fire calls via e-mail; 6 medical, 1 Fire, 2 MVA,
3 Misc. February total 12.

Old Business

Park Update

Wendy Oman worked with Sam Vargason from HUNT to finalize and submit the new downsized park project drawings and final definitions to the Regional Grants Administrator to approve the changes to stay in line for our approved grant funding. Paperwork accepted for review March 2, 2021

Water ext. 1 Update

Because the test-well on the Town property located on SR 415 did not provide enough volume to support the proposed Water 1 Extension project, a new site to drill a test-well was located on Evergreen Place. The owner of the property on Evergreen Place has agreed to allow the Town to drill a test well and if it meets the needs of the Water Extension project to sell the 9.97 acre parcel to the Town at \$3,600.00 per acre. Which would be approximately \$36,000.00. This is far less than the budgeted amount of \$75,000 that was anticipated for the purchase of land for this project. There is a clause in the contract that stipulates that the Town is not obligated to purchase the property if sufficient water volume is not available. Jeffrey Horton is seeking a motion to sign the purchase agreement.

A motion by James Drumm and seconded by Terry Wheat, to allow Jeffrey Horton to sign the purchase agreement for the 9.97 acres located on Evergreen Place for \$36,000.00 under the stipulations set forth in section 27 of the purchase contract which states specifically: The Seller understands and agrees that the Town Board of the Town of Campbell must approve the purchase of the property for this contract to be binding. The seller understands that the water supply satisfactory to the Town's Engineer and the Town Board must be found and located on the property. If the test wells do not demonstrate that such water supply exists on the property, the TOWN shall have no obligation to purchase the Property. *Adopted by roll-call vote Wheat: AYE, Tschantre: AYE, Drumm: AYE and Horton: AYE Vogel: ABSENT.*

Jeffrey Horton would like to double check the amount in the contract with Moody's before the Board authorizes the payment of voucher #87.

A motion made by James Drumm and seconded by Terry Wheat to approve payment of Voucher #87 for Moody's Water Services, LLC. In the amount of \$15,970.00 upon verification of the terms set forth in the contract was adopted by vote 4-AYE 1-Absent.

Hometown Hero Banners

Will be discussed at a future date. Still doing research on where to put them and how many more can be done.

New Business

Town Shred Date

A town-wide shred date is set up for May 1st from 10 am to Noon in the parking lot of the Town Hall. This service will be provided by Swarthout's Recycling and will be free to the public.

Town-Wide Yard Sales day

The Board discussed the Town's annual yards sale days. Because the Town does not participate in the event, the Board feels that it is best to leave it up to the residents of the Town, the Board will still provide the 2 porta-johns that they have in the past, because it benefits the town.

Town Hall Rentals

At this time due to the Covid-19 restrictions, rental of the Town hall is still unavailable. Once the restrictions are modified the Board will discuss the issue of renting out the Hall for parties and not for profit meetings.

Summer Rec Program

A motion to approve the 2021 Summer Rec. Program as long as Covid-19 restrictions are lifted and all mandated safety precautions are followed was made by Terry Wheat and seconded by John Tschantre was adopted by vote 4-AYE 1-Absent.

NY State Standard Workday Resolution #5-2021

BE IT RESOLVED, that the Town Board be and hereby establishes the following as a standard work day for elected and appointed officials for the purpose of determining days worked reportable to the NYS and Local Employees' Retirement System:

ALL ELECTED OFFICIALS—Supervisor; Councilperson; Town Clerk;
Tax Collector and Town Justice—Five day work week; six hour
day.

Superintendent of Highways—Five day work week, eight hour day.

APPOINTED OFFICIALS--- Code Enforcement Officer; Dog Control
Officer; Assessor.—Five day work week, six hour day.

A motion by James Drumm and seconded by Terry Wheat to adopt the retirement standard workday resolution #5 of 2021 was adopted by Vote: Ayes- 4; Nays-0 Absent-1

Public Comment

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Allison Berger Presented a petition to stop Casella Hakes from disrupting the flow of traffic on Manning Ridge and re-routing it to Frog Hollow. She read a letter from Mary-Alice Berger (attached).

The anticipated application for expansion of the Casella Hakes Landfill as referenced in the letter received March 5th from the DEC prompted the Board to make the motion to allow the DEC to be the Lead agency and in a separate motion to appoint Heisman, Nunes, and Hull to continue to act in the capacity of official representatives in any manner that concerns the landfill.

A motion made by Terry Wheat to allow the Department of Environmental Conservation (DEC) be the Lead Agency on a future application from Casella Hakes for potential expansion and seconded by James Drumm was Adopted by Vote 4-AYE 1-Absent.

A motion made by James Drumm and seconded by Terry Wheat to use the services of Heisman, Nunes, and Hull to represent the Town of Campbell in any future legal services regarding a proposed expansion of the Casella Hakes Landfill was adopted by vote 4-AYE 1-Absent.

Voucher Audit - 8:30 p.m.

Vouchers were submitted and approved as follows:

| | |
|-------------------------------------|-----------------------------|
| General Fund Vouchers #64-90 | \$ 38,480.93 |
| And Highway Vouchers #26-44 | \$ 61,973.30 |
| Water District 1 SW- Vouchers #8-13 | \$ 2,157.53 |
| Water District 2 SW2-Vouchers # 4-6 | \$ 9,608.46 |
| Water District 3 SW3-Vouchers # 4 | \$ 400.00 |
| Trust & Agency TA Voucher # 3 | \$ 193.00 |
| Street Lighting SL Voucher # 91 | \$ 508.36 |
| <i>For a grand total of</i> | <i>\$ 113,321.58</i> |

Adjournment.

There being no further business before the Board, the meeting was, upon motion by Terry Wheat and seconded by John Tschantre adjourned at 8:58 p.m.

Respectfully submitted,

MICHELLE L. SEELEY
Campbell Town Clerk

DATED: March 15, 2021

ATTACHMENTS: Letter and petitions submitted by Mary Alice Little and Allison Berger