

**TOWN OF HECTOR**  
**REGULAR AUDIT MEETING**  
**June 12, 2018**

**Members Present:**

Alvin J. White, Supervisor  
Justin Boyette, Councilman (7:38pm)  
Jessica Rodgers, Councilwoman  
Elizabeth Martin, Councilwoman  
William Preston, Councilman  
Robert Barton, Councilman

**Others:**

Jane M. V. Ike, Clerk  
Randy Rappleye, Highway Superintendent  
Robert Stapleton, Water Superintendent  
Sandy Bradford, Historian  
Elaine Dalrymple  
Ben Dickens  
David Youst  
Amanda Creighton  
Colin McNaull  
Barb Kelley  
Jeanne Chapman  
Phyllis Cady  
Van Harp  
Gordon Gallup

Called to order at 7:00pm by Supervisor White, followed by the Pledge of Allegiance.

**RESOLUTION #98** – offered by Martin, seconded by Preston  
Resolved to approve the Minutes of May 8, 2018 as written. Ayes 5, Nays 0

Supervisor White explained Budget amendments and Journal Entries.

**RESOLUTION #99** – offered by White, seconded by Preston  
Resolved to approve the following Budget Amendments/Journal Entries: Transfer \$5,461.55 from A1990.4 Contingency to A8389.4 Water District Extension; Transfer \$1,000 from A1990.4 Contingency to A8160.4 Recycling. Ayes 5, Nays 0

**RESOLUTION #100** – offered by Preston; seconded by Martin  
Resolved to have audited and further authorize the Supervisor to pay the bills from the following funds: General Vouchers #164 thru #197 - \$8,260.51; Highway Vouchers #125 thru #153 - \$357,136.74; Water District Vouchers #79 thru #99 0 \$19,175.98; and Trust & Agency Vouchers #11 thru #12 - \$1,460.19  
Ayes 5, Nays 0

**Public Comment:** 7:04pm

Amanda Creighton spoke regarding Election Campaign signs; she was caught on camera removing signs on Picnic Area and Potomac Roads within the National Forest; was arrested; case resolved in court with a guilty plea to 2 counts of disorderly conduct; paid \$6750 fines, fees & restitution. A precedent has been set with the placement of these signs; Federal rules prohibit signs within the National Forest; Superintendent John Sinclair chose not to enforce the federal rules as signs were placed in the road right of way; nothing stopping anyone from posting signs within the National Forest; apparently I was not the only one that removed signs; looked at these as pieces of trash; asking the town board to initiate and implement posting of solicitations within the National Forest.

Councilman Preston asked a question regarding 2 signs that were recently placed in the Forest. Amanda indicated she moved one to a better place; and indicated there is something in Federal rules and guidelines regarding game cameras.

Amanda Creighton admitted to taking only 2 campaign signs; saw them as trash; not doing as a political statement, not because they are republicans.

Councilman Preston indicated that personal property was removed by someone; there was permission granted for the placement of the signs.

Amanda Creighton asked the Board to pass a regulation prohibiting signs within the National Forest.

David Youst: spoke about Smith Park; asked that in planning for Smith Park that on a broad based scale take a look at a 10 year plan; would like to see the boat launch moved away from the camping area; park has been managed responsibly; if developed properly could generate more revenue that would make people smile; blue sky approach; would like to see used more by Hector residents.

Supervisor White stated the park is an asset; looking into a Lake front revitalization grant to specifically address the lake front; the water main replacement and south bath house project will be completed this year.

Gordon Gallup – Silver Queen Farm; 2008 built Ag building; 2011 Code guy stopped by; use required changes to be used as commercial; could not get him back to inspect; have held 150 events since then; Spring 2018 current code guy came to do annual fire inspection and informed me that I need to install a sprinkler system and re-wire the electric; have received a certified letter shutting me down; asked to get a variance; he recommended an Engineer or Architect to assess the building; in a pickle, have 16 wedding events planned; don't have a straight answer; the building is safe; can't get more than 25 feet away from a door; in 8 years over 150 events; no complaints filed; asking for support to get a variance.

Colin McNaul – distressing; do not see why a government would want to put him out of business. Supervisor White suggested Mr. Gallup attend the public safety committee meeting next Thursday at 3pm. Mr. Gallup realizes that he is responsible; but have been allowed to operate for 8 years; paid for the permit; do not have a CO as a mercantile farm store; suspect that if the state gets involved it could be an embarrassment to the Town; would like to be able to honor commitment to customers and pursue a variance regarding sprinklers.

Van Harp indicated he has been there for 2 events; based on background and personal observance, the building appears to be safe; is there any way to proceed with a variance?

Colin McNaul indicated he has been in the barn several times; this is stupid; I don't need to be made any safer to go into his barn.

### **Department Reports:**

**Historian:** Sandy Bradford would like to request the ability to get office space at the Town; understand the Town will be building a new Highway Building sometime in the future; having an office at the Town level helps to make people and historian both feel safer; need a safe place to store records; we have progressed to have a Town Hall; would like to be in an office setting; when I started I did not received very many documents from prior historian; I have now collected a good amount of documents; have several items that have been given from residents or past residents to keep as town historical records; do not have room to handle and/or display items at home; would be a good step in progression; would like to see items preserved for the future; some items should be protected from fire and flood; would be happy with space, desk and shelves, and a computer.

**RESOLUTION #101** – offered by Barton, seconded by Martin

Resolved to authorize Sandra Bradford to attend the Annual Historian's Conference in Rochester 10/1/18 thru 10/3/2018. Ayes 6, Nays 0

**Highway:** Superintendent's Report

**RESOLUTION #102** – offered by Martin, seconded by Rodgers

Resolved to advertise for bids for the Salt Storage Building; pre-bid meeting to be held June 28, 2018 at 10am at the Town Hall; bid opening July 9, 2018 at 10am at the Town Hall. Ayes 6, Nays 0

**Havens Road Old Bridge/Road Abandonment:** Need to do more research regarding property line south of old road bed. Supervisor White will have Attorney Halpin look at current survey.

**Highway Garage Repair:** Roof has two leaks and fascia was rotting; and roof has two leaks; two quotes received at \$1300 and \$2000. Will proceed with repairs with the lowest quote.

**RESOLUTION #103** – offered by White; seconded by Rodgers

Resolved to authorize the Highway Superintendent to proceed with repairs to the Highway Garage accepting the bid of \$1300 from Dan Rahilly. Ayes 6, Nays 0

**RESOLUTION #104** – offered by Boyette, seconded by Preston

Resolved to authorize purchase of a Replacement Dump Box and sub frame for Truck #2 from Valley Fab as the lowest quote at \$16,998.00 Ayes 6, Nays 0

**RESOLUTION #105** – offered by White, seconded by Preston

Resolved to authorize the Highway Superintendent to purchase equipment as budgeted up to a value of \$5000 without board approval. Ayes 6, Nays 0

**Bishop Corner Culvert Project:** Trout Unlimited has grant funds along with the Forest Service; will improve trout access; we need to file for DEC permit and US Army Corp of Engineers; and will then proceed to bid after permits are approved.

Superintendent Rappleye asked for DB5112.22 line to be amended due to the raise in the index price for pavement.

**RESOLUTION #106** – offered by Preston, seconded by Boyette

Resolved to authorize the Supervisor to amend the 2018 budget by transferring \$58,000 from DB surplus funds to DB5112.22 Ayes 6, Nays 0

Superintendent Rappleye reported the new ditching bucket and Ford pickup truck were both delivered 6/11/18. MSHA inspection violation resulted in the two D7 dozers exceeding noise emissions; 2 citations written; can only allow 2 hours per day per man on the machine and must wear double hearing protection; citation has been cleared; there will probably be a fine assessed; decibels were 132 and above; down to 109 with limitations; hearing policy written and reviewed with highway men; labor department inspection went well; 8 hour MSHA training completed; grading on going; dust oil being applied; equipment repairs; should be completed by end of next week.

Ben Dickens asked if Sirrine road would be made 2 lanes wide when re-built; Superintendent Rappleye reported not at this time; is two lanes on upper end; current family on south side might be willing to work with the town in order to widen the road; it was suggested Randy contact Joann VanDerzee to discuss.

Councilman Barton asked the projection for work on north end of Williamee. Superintendent Rappleye reported that it was graded and shaped as of yesterday; will get prepped for surface treatment soon.

**Water District:** Superintendent Stapleton reported gallons pumped; testing up to date; DOH reports and DEC DMR reports completed and filed; discharge sampling completed and submitted; 10 water meter upgrades done; 7 water service inquiries this year; 2 services off for years re-activated; WTP energy audit scheduled; Rural Water Association will complete at no charge; generators running properly; truck maintenance done; asked about taking service truck home every night; 14 miles door to door; have to drive 5 miles within district to get the truck in an emergency; would work the same as current arrangement does with Highway vehicle.

**RESOLUTION #107** – offered by Boyette, seconded by Preston

Resolved to authorize the Water Superintendent to take service truck home to allow quicker response to water emergencies. Discussion of purpose, etc. Ayes 6, Nays 0

**RESOLUTION #108** – offered by Martin, seconded by Preston

Resolved to declare the 2017 F350 pickup box, tailgate and bumper as surplus and further authorize the Clerk to place on Auctions International for sale. Ayes 6, Nays 0

**Test wells:** Gravel packed layer was thin; waiting for written report; recently found some historical information on the wells (labeled wine waste); will need to do further research.

**Pump house:** Unable to bring VFD's to full power; Bouille Electric is finding a large imbalance of power; contacting NYSEG to fix the problem; may need to find other VFD's; met with engineers for park pre-bid; 2017 annual quality report information went out on the bills; DOH requires information in a certain size and that the full URL be printed; will do an insert in the next billing. Burdett service tap completed. Aqua Logics malware at Burdett pump station; got resolved. Nothing stolen. Water System leak detection; has not been done in about 7 years; quotes from Stephens Consulting at \$5180 for 4 days; \$5975 for 5 days; budget should be able to handle expense; NY Leak Detection was 4 days at \$6400; 5 days at \$8000.

**RESOLUTION #109** – offered by Barton, seconded by Martin

Authorize Water Superintendent to contract with Stephens Consulting up to a cost of \$5975 for leak detection. Ayes 6, Nays 0

**Water Supply & Sanitation Survey:** looking to survey others along the lake for interest in municipal water; HABs are becoming more of a concern; will send out to property owners; a letter of explanation with a due date should go with survey; post information on the web site; Councilwoman Martin will assist with compiling results; survey may get people thinking about their water source and septic systems. Superintendent Stapleton would like to take the survey to Sunset shores when he meets with property owners; Liz do we need to be more direct is asking; Councilwoman Rodgers will draft a letter for review next month; Councilwoman Rodgers, Councilman Boyette and Supervisor White will work on the letter.

**NY Rural Water:** Has an opening on the Board of Directors; Superintendent Stapleton has been approached to be a board member; would need to dedicate some time to go to meetings; 4-5 meetings per year; half will be by conference calls; DC rally; training at pro-conference; expenses for those would be paid by Rural Water; charges for annual conference and hotel would be at no cost to the Town; need board approval due to amount of time required; total commitment would be 8-10 days over the course of the year. Councilman Boyette felt this could be beneficial to Town.

**RESOLUTION #110** – offered by Martin, seconded by Preston

Resolved to endorse Superintendent Stapleton's application for the Board of Directors for NY Rural Water Association. Ayes 6, Nays 0

**Club Seneca Water District Extension:** Comptroller's Office will not approve without commitment from USDA. USDA will only commit to interest rate and length of loan without pre application. Comptroller also wants a new public hearing due to the billing rate change. Quote from Labella for the funding application and NEPA and SEQRA is \$1900 and \$3500.

**RESOLUTION #111** – offered by Preston, seconded by Boyette

Resolved to authorize the Supervisor to proceed and sign the contract with Labella's for \$5400 for the USDA application and the SEQRA/NEPA study and determination. Ayes 6, Nays 0

**RCAP Solutions:** Supervisor White and Board member have been invited to attend a Sustainable Management of Rural & Small Systems Workshop in Ellicottville on June 26, 2018.

**RESOLUTION #112** – offered by Rodgers, seconded by Preston

Resolved to authorize Supervisor White and Councilman Boyette to attend the Sustainable Management of Rural & Small Systems Workshop on June 26, 2018 in Ellicottville. Ayes 6, Nays 0

**Smith Park:** Manager Bond's written report reviewed by Supervisor White.

Water/South Bathroom Improvement Project: Bids for the water main replacement portion of the project reviewed. F.P. Kane Construction Inc. - \$693,000; Morsch Pipeline, Inc. - \$235,712.00

**RESOLUTION #113** – offered by White, seconded by Preston

Resolved to accept the bid and award the contract for the Smith Park Water main replacement project to Morsch Pipeline Inc. at a cost of \$235,712.00. Discussion: \$408,000 available at this time; changes to scope of project added some cost; may need to find some further funding for the bath house.

Ayes 6, Nays 0

**Establish Capital Project Budget:** Discussion of setting up a Capital Project budget; can encumber funds to make sure project stays on point.

**RESOLUTION #114** – offered by Preston, seconded by Boyette

Resolved to authorize the Supervisor to establish the Smith Park Capital Improvement Project and budget for \$408,412.00. Ayes 6, Nays 0

**RESOLUTION #115** – offered by Preston, seconded by Boyette

Resolved to appoint the following as Lifeguards for Smith Park: Emilia Bond, head lifeguard (5<sup>th</sup> year) @ \$15.50/hour; Isabella Fazzary, lifeguard (3<sup>rd</sup> year) @ \$14.00/hour; Elise Allington, lifeguard (2<sup>nd</sup> year) @ \$13.50/hour; Max Evans, lifeguard (1<sup>st</sup> year) @ \$13.00/hour; Brett Walter, lifeguard (1<sup>st</sup> year) @ \$13.00/hour; Hannah Chapman, lifeguard (1<sup>st</sup> year) @ \$13.00/hour; and Christine Mansfield, laborer/office @ \$12.00/hour effective June 13, 2018 through the remainder of the 2018 park season. Ayes 5, Nay 0, Abstain 1 (White)

The beach will open by Sunday, June 24<sup>th</sup>. The office will be open Friday & Saturday and weekday holidays.

**RESOLUTION #116** – offered by Preston, seconded by Martin

Resolved to Authorize \$100 Petty Cash for Smith Park for 2018. Ayes 6, Nays 0

**Code Enforcement:** Code Officer Patterson submitted a written report covering permits issued, inspections done, etc.

Clerk Ike reported that the Subaru has not yet been placed on Auctions International to sell as it must be cleaned before it can be advertised; Clerk Ike respectfully asked this be moved along.

**Assessment:** Assessor Written Report; grievance day reviewed.

Letter from State: \$9134 assessment aid certification – 2017 roll – funds go to county to offset assessment costs.

**Supervisor/Committee Reports:**

**Zoning Commission:** Paul Bursic reported on first meeting with STC consultants; very energizing; consultants read comprehensive plan; provided a spread sheet based on plan; concentrating on hamlets; commercial development; multi-family housing; policy statements; gathering ideas of what to do or not do based on the comprehensive plan; this will go on for a year or so. Waiting for the signed contract and the bill; sub-committee working on public informational meetings tentative dates include August 21 at Mecklenburg Fire House; August 22 at Hector Fire House; September 18 at Searsburg Grange; and September 19 at Burdett Fire House; STC will be at all 4 meetings. Discussion regarding advertising.

**Chatfield Engineers:** Merger with MRB; letter provided to Town Board.

**Volunteer Firemen:** Steve Crout sent a letter of request regarding responding to fire and emergency calls during the work day; personnel committee will review the request; hope to have a recommendation by next month.

**Public Safety Committee:** Working on new disaster response plan; draft has been sent to Bill Kennedy at Schuyler County Emergency Management for review. The scheduled Tier III training has been postponed at this time; will be rescheduled at a later date.

**RESOLUTION #117** – offered by Boyette, seconded by Martin  
Resolved to authorize the Supervisor to sign the new Recycling Contract with Casella's effective July 1, 2018 through June 30, 2020 at a cost of \$670.00 per month for the 1<sup>st</sup> year and \$695.00 per month for the 2<sup>nd</sup> year. Ayes 6, Nays 0

**Town Clerk/Tax Collector/Court Clerk:** Town Clerk's May 2018 report submitted to the board.  
Dumpster Day Preliminary Report: \$1,447.51 in donations was collected; approximately 30 volunteers worked; waiting for bills from Swarthout's and React.

**RESOLUTION #118** – offered by Rodgers, seconded by Boyette  
Resolved to authorize Justice Jaynes to attend Court training in Potsdam July 16-18, 2018.  
Ayes 6, Nays 0

**Empire Access:** Quote for voice and internet received; they would like us to switch; we need to figure out email addresses; how and where to host; currently @htva.net

**Town Hall exterior:** One quote received to change the landscaping at the front of the building; waiting for a second quote; budget funds should be available.

**Virtual Towns:** They have announced they have been acquired by CivicPlus; assure us that our web site costs and support will not change.

**Mortgage taxes/Financial:** 2<sup>nd</sup> quarter check received; numbers are low; Supervisor White will follow up with County as to how they are calculated.

Trust & Agency account has been researched and proper funds transferred to clear balances.

Motion to adjourn at 10:31pm by Councilwoman Martin, seconded by Supervisor White.

Respectfully submitted,

Jane M. V. Ike, Clerk