

**EDMESTON TOWN BOARD**  
**EDMESTON, NY 13335**  
**REGULAR MEETING**  
**May 8, 2007**

The Town of Edmeston Town Board held a Regular Meeting on May 8, 2007 at 7PM in the Edmeston Municipal Building. The following Town Office members were present:

**Present:** Supervisor: Russell Dutcher  
Councilman: Fred Tilbe  
Councilman: Dave Green  
Councilman: Scott Convis  
Councilman: Ed Schutz  
Highway Supt: Dale Lund  
Deputy Town Clerk: Janet Fallon

**Others Present:** Betty the County Rep.

**APPROVAL OF MINUTES:** The minutes of the Regular Board Meeting of the Town Board held on April 10, 2007 at 7:00 pm were reviewed by the Board. On a **MOTION BY:** Councilman Schutz, **SECONDED BY:** Councilman Convis, the minutes of the Regular Meeting held on April 10, 2007 were approved as presented.

**MOTION CARRIED:**

Supervisor: Russell Dutcher – Ayes  
Councilman: Fred Tilbe – Ayes  
Councilman: Scott Convis – Ayes  
Councilman: Dave Green – Ayes  
Councilman: Ed Schutz - Ayes

**SUPERVISORS REPORT:** Supervisor Dutcher reported:

1. **Time Warner Cable** - Dave Whalen a Rep. for Time Warner attended the meeting to answer any questions and discuss the franchise Time Warner has with the Town of Edmeston. Fred Tilbe asked if it was possible to put cable in South Edmeston and West Edmeston. Dave Whalen is to look into other parts of the Town of Edmeston getting cable services. Dave Green asked the Time Warner Rep. if it was possible to get internet access to the Fire House. Dave Whalen told the board members he will look into all questions and get back to Supervisor Russell Dutcher with any information he receives.
2. **Subdivision Law** – Attorney Les Sittler has some concerns on Local Law #1 of 2007 which is the Subdivision Laws that were passed at the January 2007 board meeting. Les said that a SEQR is required and one was not done. Les recommends that Local Law #1 of 2007 should be rescinded until SEQR is completed. Karen Sullivan from the County Planning Board of Otsego County handed out charts showing the process of a SEQR. The Town Board will hold a Public Hearing on June 12, 2007 @ 6:30pm to discuss a SEQR for the Subdivision Laws. On a **MOTION BY:** Councilman Green, **SECONDED BY:** Councilman Schutz, Local Law #1 of 2007 will be rescinded due to oversight of SEQR.

**MOTION CARRIED:**

Supervisor: Russell Dutcher – Ayes  
Councilman: Fred Tilbe – Ayes  
Councilman: Scott Convis – Ayes  
Councilman: Dave Green – Ayes  
Councilman: Ed Schutz – Ayes

3. **South Edmeston** – Two residents of South Edmeston asked the board various questions regarding the Hamlet of South Edmeston, they handed three pages of questions that they would like the board to answer. The board informed the residents that they will look into all their questions and will discuss them at the June meeting.

4. **Paving Bids** -

**American Asphalt** –

Project Size: Approx 11.8 miles (124,608 sq/yd) of town roads  
Bid for: Approx 62,304 gallon of HFMS-2 Asphalt emulsion \$1.651 per gal  
Application Rate of .50 gallon per sq/yd  
Per gallon price includes power chipper with operator

**Vestal Asphalt** –

Bid for Sealing approx 11.8 miles 124,139 square yards of road surface using HFMS-2 for a total price of \$87,400.00.

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**Central Asphalt, Division of Suit – Kote –**

A Single Surface approx 11.8 miles 124,021 square yards of HFMS – 2 @ .5 per square yard. Total Cost \$89,233.83

On a **MOTION BY:** Councilman Green, **SECONDED BY:** Councilman Schutz, the bid for Paving 11.8 miles of town roads was awarded to Vestal Asphalt for a total cost of \$87,400.00.

**MOTION CARRIED:**

Supervisor: Russell Dutcher – Ayes  
Councilman: Fred Tilbe – Ayes  
Councilman: Scott Convis – Ayes  
Councilman: Dave Green – Ayes  
Councilman: Ed Schutz – Ayes

**5. Fuel Bids –**

Mirabito Fuel Group –  
#2 Heating Oil – Firm Price \$2.3700 per gallon  
ULSD Fuel - Firm Price \$2.2545 per gallon  
Ulsd Fuel (60/40 Blend) Firm Price \$2.3347 per gallon

On a **MOTION BY:** Councilman Green, **SECONDED BY:** Councilman Convis, the bid for 2007 Fuel is awarded to Mirabito Fuel Group for the above bid.

**MOTION CARRIED:**

Supervisor: Russell Dutcher – Ayes  
Councilman: Fred Tilbe – Ayes  
Councilman: Scott Convis – Ayes  
Councilman: Dave Green – Ayes  
Councilman: Ed Schutz – Ayes

**6. Chlorine Bid –**

**A.C. Hoyts Hardware Inc**  
- 5 Gallon Containers (\$5.00 Refundable Deposit on Container)  
- Bulk Delivery (100 Gal Minimum)

On a **MOTION BY:** Councilman Tilbe, **SECONDED BY:** Councilman Green, the bid for 2007 Chlorine is awarded to A.C. Hoyts Hardware Inc for the above bid.

**MOTION CARRIED:**

Supervisor: Russell Dutcher – Ayes  
Councilman: Fred Tilbe – Ayes  
Councilman: Scott Convis – Ayes  
Councilman: Dave Green – Ayes  
Councilman: Ed Schutz – Ayes

**7. Mowing Bid –**

**The Lawn Guys**, 1253 County Hwy 29, South New Berlin  
- **Bid for \$3,750.00**

**Paul Tasior** – Edmeston, NY  
- **Bid for \$2,449.00**

**Wayne Clark** – Edmeston, NY  
- **Bid for 3,000.00**

**Ryan Lund** – Edmeston, NY  
- **Bid for \$2,900.00**

**Susan Holbert** – Edmeston, NY  
- **Bid for \$3,800.00**

On a **MOTION BY:** Councilman Tilbe, **SECONDED BY:** Councilman Schutz, the bid for 2007 Mowing is awarded to Paul Tasior for \$2,449.00.

**MOTION CARRIED:**

Supervisor: Russell Dutcher – Ayes  
Councilman: Fred Tilbe – Ayes  
Councilman: Scott Convis – Ayes  
Councilman: Dave Green – Ayes  
Councilman: Ed Schutz – Ayes

**8.** Betty Ann Schwerd the Otsego County Rep. for Edmeston handed all the board members notes from the Public Forum.

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9. Supervisor Russell Dutcher handed out one law passed by the Town of New Lisbon in regards to permanent residents located on seasonal roads. Russell Dutcher would like the board members to read the law over and they will discuss at a later date.

10. **Zoning Enforcement Officer** – Supervisor Russell Dutcher informed the board that he did speak to Clarence Davis about returning to the position with a doubled salary. Clarence Davis would like to be appointed for the position again. On a **MOTION BY:** Councilman Tilbe, **SECONDED BY:** Councilman Green, Clarence Davis was appointed as the Zoning Enforcement Officer effective May 8, 2007.

**MOTION CARRIED:**

Supervisor: Russell Dutcher – Ayes  
Councilman: Fred Tilbe – Ayes  
Councilman: Scott Convis – Ayes  
Councilman: Dave Green – Ayes  
Councilman: Ed Schutz – Ayes

**Highway Superintendent** - Dale Lund advised the board if we receive a phone cable bill for Hickling Road do not pay it.

11. **Highway Garage** - Supervisor Russell Dutcher advised the board that an hourly rate was not set for Katie Barkers employment at the Highway Garage. On a **MOTION BY:** Councilman Green, **SECONDED BY:** Councilman Schutz, the hourly rate will be set at \$10.00 per hour.

**MOTION CARRIED:**

Supervisor: Russell Dutcher – Ayes  
Councilman: Fred Tilbe – Ayes  
Councilman: Scott Convis – Ayes  
Councilman: Dave Green – Ayes  
Councilman: Ed Schutz – Ayes

12. **Pool** – Supervisor Dutcher reported that Monica Clark would like to open the pool June 1<sup>st</sup> she is unable to get a permit until the self closing gate locks and closes. Fred Tilbe will speak to his son to see if he is interested in some extra work getting pool opened.

**MOTION CARRIED:**

Supervisor: Russell Dutcher – Ayes  
Councilman: Fred Tilbe – Ayes  
Councilman: Scott Convis – Ayes  
Councilman: Dave Green – Ayes  
Councilman: Ed Schutz – Ayes

**WATER DISTRICT REPORT:**

1. Fred reported that he has a couple of new electrical boxes for the water company. Two new boxes are ordered at \$450 a piece.

**TOWN CLERK REPORT:** Katie Barker had no news reported –

**COUNCILMAN REPORTS:** No news

**AUDIT OF CLAIMS:** A warrant of \$ 29,206.21 for claims of vouchers against the General/Highway, Water District funds were presented as Abstract #5-2007.

General / Highway Funds	# 126-155	\$28,156.80
Water District Funds	# 20-27	<u>\$ 1,049.41</u>
TOTAL		\$29,206.21

On a **MOTION BY:** Councilman Convis, **SECONDED BY:** Councilman Tilbe, that the Audit of Claims be approved for payment as presented of Abstract #5-2007.

**MOTION CARRIED:**

Supervisor: Russell Dutcher – Ayes  
Councilman: Fred Tilbe – Ayes  
Councilman: Scott Convis – Ayes  
Councilman: Dave Green – Ayes  
Councilman: Ed Schutz – Ayes

**ADJOURNMENT:** With no further business to be conducted, and everyone present having been heard, Supervisor Dutcher adjourned the meeting at 9:55 pm.

Katie Barker, Town Clerk