

State of New York
County of Fulton
Town of Oppenheim

June 20, 2023

Minutes of the Oppenheim Town Board meeting held on June 20, 2023, held at the Oppenheim Town Hall located at 110 State Highway 331, St. Johnsville. NY 13452

Present

Cynthia Breh	--	Supervisor
Kathleen Montana	--	Councilwoman
Nicholas Vasil	--	Councilman
Robert Pierce	--	Councilman
Robert Norris	--	Councilman
Gloria Brys	--	Town Clerk

Absent

Scott DeNinno	--	Highway Superintendent
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Supervisor Cynthia Breh called the meeting to order at 6:30 pm with the Pledge to the Flag.

Highway Report

Scott DeNinno had a written report for the board members.

A culvert replacement project was completed on Youkers Bush Road.

The employees have begun ditching along the roads scheduled for paving this year.

The first mowing of shoulders along town roads will be finished this week.

Our 2023 total for CHIPS funding including rollover funds and all programs will be \$377,708.74.

Mr. DeNinno has submitted an amended highway agreement for boards approval. This updated agreement has been amended to allow for additional work due to the CHIP'S funding increases this year, bringing the total paving mileage this year to 6.35 miles, which will now be paved with cold mix payment.

The second mowing of cemeteries will be completed in advance of the 4th of July holiday.

Crushing of our in-stock millings are completed, as well as hauling in of the remainder of the millings needed for this years paving projects. We still have about 2400 tons of stone to haul in.

Paving is tentatively scheduled for the last week of July.

Truck 2 (2021 International) has returned from warranty repairs at HL Gage.

Truck 7 (2021 International) is still at T&T for plow replacement.

Cody Sponable and Richard Rumrill have completed their CDL driver training and road tests.

Chris Coviak recently resigned from the highway department.

Robert Norris made a motion to accept the Highway report and Robert Pierce seconded it and Nicholas Vasil , Kathleen Montana and Supervisor Breh were in favor.

June 20, 2023 (cont)

Dog Control Officer

Karen Jaquay had to handle a Fulton County Rabies Protocol because of a dog bite incident. She found 2 dogs on the property that were not licensed or vaccinated. The dogs were put in quarantine on owners property for 10 days. The owner is now in the process of getting the dogs vaccinated and then licensed.

Agriculture & Markets did an inspection and the dog services were rated satisfactory.

Robert Pierce made a motion to accept the Dog Control Officers report and Robert Norris seconded it and Kathleen Montana, Nicholas Vasil and Supervisor Breh were in favor.

Codes Enforcement Officer

Dave Rackmyre submitted a report for the board members.

He issued one permit.

The total permit fees year to date is \$765.60

Mr. Rackmyre wants to amend the \$25.00 permit fee for contractors to register. He always makes sure that they have the certificates of insurance.

Kathleen Montana made a motion to accept the Code Enforcement Officers report and Robert Norris seconded it and Nicholas Vasil, Robert Pierce and Supervisor Breh were in favor.

Bookkeepers Report

Joanne Capek-Young submitted a report for the board members.

Robert Pierce made a motion to accept the Bookkeepers report and Robert Norris seconded it and Kathleen Montana, Nicholas Vasil and Supervisor Breh were in favor.

Town Clerks Report

Town Clerk Brys presented the report for May 2023.

Robert Norris made a motion to accept the town clerks report and Kathleen Montana seconded it and Robert Pierce, Nicholas Vasil and Supervisor Breh were in favor.

New Business

Supervisor Breh said that we need to renew the contract with Buell Fuel.

Supervisor Breh said the the health insurance has gone up 12%.

Approval of Minutes

Motion made by Robert Norris and seconded by Robert Pierce to accept the minutes of May 16, 2023 and June 2, 2023.

Adopted

Ayes - 5 Norris, Pierce, Montana, Vasil, Breh

Nays - 0

June 20, 2023 (cont)

Motion made by Robert Pierce and seconded by Robert Norris to amend the motion from April 18, 2023 concerning the CDL license for the town employees. It will now be changed to The following.

Resolution #44

The Town of Oppenheim will pay for a CDL license for any new employee. If the employee decides to leave the Town of Oppenheim after getting a CDL license, the the following will apply.

Before 1 year- the employee will have to reimburse the town 75% of the total cost of the license

Before 2 years- the employee will have to reimburse the town 50% of the total cost of the license

Before 3 years- the employee will have to reimburse the town 25% of the total cost of the license

Adopted

Robert Pierce - Yes

Robert Norris - Yes

Kathleen Montana - Yes

Nicholas Vasil - Yes

Cynthia Breh - Yes

Motion made by Robert Norris and seconded by Robert Pierce to amend the previous motion of April 18, 2023 for the Agreement for the Expenditure of Highway money and to accept the new agreement.

Adopted

Ayes - 5 Norris, Pierce, Montana, Vasil, Breh

Nays - 0

Motion made by Robert Pierce and seconded by Nicholas Vasil to amend the \$25.00 permit fees for contractors to register.

Adopted

Ayes - 5 Pierce, Vasil, Montana, Norris, Breh

Nays - 0

June 20, 2023 (cont)

Motion made by Robert Norris and seconded by Nicholas Vasil to amend Local Law #3 of 2022 and it will become Local Law #1 of 2023. Resolution #43 is as follows:

Adopted

Robert Norris - Yes

Nicholas Vasil - Yes

Kathleen Montana - Yes

Robert Pierce - Yes

Cynthis Breh - Yes

Resolution # 43 of 2023

Amendment to Local Law 3 of 2022 as follows to become Local Law # 1 of 2023

Add under Section 5 Permit Application

J. Approval documentation from the local power utility company having jurisdiction of the solar project location.

Amend Section 6 C. Decommissioning Plan vi add the following:

This estimate shall not contain any revenue from scrapping of materials.

Add under Section 7 Application Procedures

H. If Town Board approves project it will be forwarded to the Fulton County Planning Board for a 239 review.

a. Once Fulton County Planning Board reviews the solar project they will submit in writing their recommendations.

b. Upon receiving the Fulton County Planning Board recommendations the Town Board will discuss the recommendations at the next scheduled Town Board Meeting.

1. The Town Board shall follow all applicable laws pertaining to Fulton County Planning Board 239 review process

2. The Applicant shall follow all applicable laws pertaining to Fulton County Planning Board 239 review process.

J. After the Town Board reviews the Fulton County Planning Board recommendations the board can either:

a: Approve the application for a Building Permit if no changes were recommended by the County Planning Board.

b. If changes are recommended by the County Planning Board.

1. disapprove the application and advise in writing to applicant the reason for disapproval.

2. Approve application as originally approved by the Town Board without the recommended changes by the County Planning Board with a 2/3 majority roll call vote.

3. Approve application with written confirmation of amendment to application to comply with County Planning Board recommendation.

K. Once final approval is granted by The Town Board by a Majority roll call vote a copy of such resolution shall be submitted to the Code Enforcement Officer.

L. No Building Permit shall be issued until a copy of the solar project Town Board Approval resolution and building permit fee has been submitted to Code Enforcement Officer.

Executive Session

Robert Norris made a motion to have an executive session at 7:18 pm on contractual and Robert Pierce seconded it and Kathleen Montana and Nicholas Vasil were in favor.

Robert Pierce made a motion to call the meeting back to order at 8:20 pm and Robert Norris seconded it and Kathleen Montana and Nicholas Vasil were in favor.

Robert Pierce made a motion to table the new town hall until next meeting and Robert Norris seconded it and Kathleen Montana and Nicholas Vasil were in favor.

Motion made by Robert Pierce and seconded by Robert Norris to authorize payment of vouchers. The total for the General vouchers is \$10,451.90 and the total for the Highway vouchers is \$58,826.19.

Adopted

Ayes - 5 Pierce, Norris, Montana, Vasil, Breh

Nays - 0

With no further business on a motion by Nicholas Vasil and seconded by Robert Pierce the meeting was adjourned at 8:21 p.m.

Respectfully submitted,
Gloria J. Brys