

Town of Catlin
Regular Board Meeting Minutes
June 13, 2024

Meeting called to order at 7:00pm by Supervisor LaVerne Phelps.

ROLLCALL: BM: Mike Koval, Ron Moshier, William Collier, Craig Christiansen, Supervisor LaVerne Phelps, Attorney John Mustico

Pledge of Allegiance and Moment of Silence

Public Hearings:

Attorney Mustico opened the Public Hearing on proposed 2024 budget amendment, which includes money for the purchase of land by the Town of Catlin.

No one spoke.

Motion made by Phelps; 2nd by Collier adjourning the public hearing on the proposed 2024 budget amendment.

CARRIED: ALL

Minutes:

Supervisor Phelps asked to amend May 9, 2024, minutes by rescinding Resolution 24-52 from the record.

Motion made by Collier; 2nd by Koval accepting Town Clerk's minutes for May 9, 2024, into records as amended.

CARRIED: ALL

Correspondence:

- BC/BS has proposed a 17.49% increase to health insurance rates. General discussion ensued about those costs and the highway employees who use the insurance.
- Chemung County Planning Board sent agreement renewal.
- Supervisor Phelps received a petition signed by town residents to open town roads to ATV/UTV use.
- Jason Voorhees submitted a request to put an event venue on his property at the corner of Post Creek and Hibbard Roads.

Motion made by Moshier; 2nd by Collier to receive and place on file all correspondence for further action if required.

CARRIED: ALL

Departmental Reports:

Reports submitted by Highway Superintendent, Supervisor, Town Clerk, Code Enforcement Officer, Assessor, and Sheriff.

- Supervisor –
 - NYMIR insurance representative came to look over buildings.
 - Soil and Water – attending meeting for all town supervisors on June 20th. Meeting is to discuss proposed increases.
 - met with Code on various projects.
 - COVID Relief funds report filed for 2024.
 - Smith Rd – Family on Smith Rd. contacted Senator O’Mara’s office to complain about lack of maintenance to Smith Rd. General discussion on history of road and possible abandonment of the road. Does the road meet the standards of a town road? Smith Road has one house, .22 miles of road, oil and stoned in 2015. Further research is needed on the history of whether it is a town road or private road. Highway Superintendent Doan has spoken with the AOT attorney for guidance, and they stated that the town could do what their attorney is comfortable with. If we file to abandon the road, the family on the road has a year to appeal in Supreme Court. The process could be expensive to both the town and the Smith Family.6
- Town Clerk –
 - Update on Dog Enumeration – almost 140 new dogs licensed since start of enumeration.
- Code –
 - Sent letters to Caroline and Nathan Hake’s properties on Kimble Road. Trailers are supposed to be moved off property by August of 2024.
- Assessor –
 - Grievance Day was held Jun. 3rd, 2024 – Two residents were heard.

Motion made by Christiansen; 2nd by Collier to receive and place on file all departmental reports for further action if required.

CARRIED: ALL

Budget Modification:

Motion for **Resolution 24-58** was made by Phelps; 2nd by Collier rescinding Resolution 24-52 for the submitted 2024 Budget Modification submitted by Town Supervisor, LaVerne Phelps as follows: 599 (FUND BALANCE) increases \$65,000.00 from \$89,350.08 to \$154,350.08; A1940.2 (LAND PURCHASE) increases \$65,000.00 from \$0.00 to \$65,000.00.

CARRIED

AYES: Koval, Moshier, Collier, Christiansen

NOES: None

Motion for **Resolution 24-59** was made by Phelps; 2nd by Collier approving modifications to the 2024 budget, submitted by Supervisor Phelps as follows: 599 (FUND BALANCE) increases \$65,000.00 from \$89,350.08 to \$154,350.08; A1940.2 (LAND PURCHASE) increases \$65,000.00 from \$0.00 to \$65,000.00.

CARRIED

AYES: Koval, Moshier, Collier, Christiansen

NOES: None

Abstracts:

Motion for **Resolution 24-60** was made by Phelps; 2nd by Moshier approving June 13, 2024, Abstract #6 vouchers for payment: General vouchers 93-122: \$13,476.17; Highway vouchers 60-73: \$23,001.50; BV Light District voucher 7-9: \$368.69; and BV Water District vouchers 34-41: \$1,420.30; for a total of \$38,266.66.

CARRIED

AYES: Koval, Moshier, Collier, Christiansen

NOES: None

Beaver Valley Water District:

- Hydrants will be flushed on June 14, 2024.
- Chemung County will be replacing a culvert under Chambers Rd in the BVWD. Supervisor Phelps met with Ken Fields, Town of Corning Water Supervisor and Chris Cox, Chemung County Highway Department to discuss depth of culvert and not disrupting current Beaver Valley water lines. The county may have to go as deep as six feet. This will be very close to the water main. Mr. Fields and Mr. Cox will work together on this. Some concerns on the fragility of the asbestos pipes.

Old Business:

- Clean Energy – Ron Moshier spoke. Had a zoom call with NYSEERDA and the clean energy community contact on May 21st. Matt from LS Energy came today (June 13, 2024) to look at Highway Garage along with Supervisor Phelps, Highway Superintendent Doan and Town

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Board Member Moshier. Matt had a handful of suggestions, and all the others offered their suggestions. Matt is going to summarize all and then it will be sent to Mike, who is the Clean Energy person from Cornell. Matt agreed with windows and siding, which was the original goal. Mike, the clean energy man from Cornell has been hard to get a hold of. There is urgency, as the deadline to submit is July 17th.

- City of Elmira Animal Control Contract resolution – need to amend resolution 24-56. Monthly costs increased by \$16, resolution 24-56 was for the same amount as last year.
- Purchase of 1435 Chambers Road – owners petitioning court to sell. We are waiting on documents from seller's attorney.
- CPE IT Solutions – all computers are in. The scanning is not working from the Konica to new computers. Konica Minolta printer may need to be updated, it's twelve years old.

New Business:

- Standard Workday and Reporting resolution needs to be done for the year.
- ATV/UTV's on Town Roads - Petition received from residents. Supervisor Phelps suggests that we give a representative time to talk to the town board at the next meeting to present their interest. Need to see laws and regulations from other towns, if we want to go forward. Could be an expense to town, need to mark roads. The town only has authority over town roads, no county or state roads. General discussion ensued. Supervisor Phelps will reach out to the representatives to have them submit information before next meeting and be present at July board meeting.
- Event Venue – Jason Voorhees has requested to build an event venue for weddings and other events. Mr. Voorhees spoke about his plans. Board members asked questions about location, noise, traffic and zoning. Board members asked to see a sight plan. Attorney Mustico explained the current AR zoning and how that would need to be changed to NB zoning. Plan would need to go to the planning board. Mr. Voorhees was asked to prepare a plan and was invited to the next board meeting to speak about that. Mr. Voorhees needs to bring a definition of venue and suggestions on how to formulate the zone, look at other towns' zoning. Board member's questioned being able to change zoning. The Town Board would take recommendations from the Planning Board, then the town would hold a public hearing and then the board would vote. At this point, Mr. Voorhees is asking the town to change the zoning ordinance, which goes through the Planning Board.

Hearing of the Public:

Opened: 8:09 pm

- Sherri Koval of Catlin Hill spoke and asked about the event venue going to the planning board. Does the ATV petition will go to the planning board, as well? Attorney Mustico responded that the ATV's on town roads is a police power, not a zoning issue, so no.
- Alex Pastrick, Chief of TCFD thanked the board for making a resolution at the May board meeting in support of the CNYFA resolution opposing the proposed OSHA Emergency Response Standard and sending a letter to local officials. He has received several calls regarding it. The issue is starting to make news. Wanted to verbally invite the board to the TC Fire company banquet next month.

Closed: 8:11 pm

Resolutions:

Motion for **Resolution 24-61** was made by Phelps; 2nd by Collier authorizing Supervisor LaVerne Phelps to sign an Inter-Municipal Agreement between the City of Elmira and the Town of Catlin for Animal Control Services as needed at the cost of \$9,792.00 annually to be paid to the City of Elmira in monthly installments of \$816.00 commencing May 1, 2024, and expiring on April 30, 2025.

CARRIED

AYES: Koval, Moshier, Collier, Christiansen

NOES: None

Motion for **Resolution 24-62** was made by Moshier; 2nd by Collier establishing standard workdays for elected and appointed officials and directing the town clerk to report the days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body.

CARRIED

AYES: Koval, Moshier, Collier, Christiansen

NOES: None

Motion was made by Phelps; 2nd by Koval adjourning the meeting at 8:15 pm.

CARRIED: ALL

Respectfully Submitted,

Yvonne M. Cutler

RESOLUTION 24-58

June 13, 2024

By: LaVerne Phelps

2nd by: William Collier

BUDGET MODIFICATION RESCINDED – LAND PURCHASE

WHEREAS, The Town Board of the Town of Catlin approved Resolution 24-52 “**BUDGET MODIFICATION – LAND PURCHASE**” on May 9, 2024, and

WHEREAS, The Town Board decided to hold a public hearing about said Budget Modification on June 13, 2024, therefore be it,

RESOLVED, the Town Board of the Town of Catlin hereby rescinds Resolution 24-52 for the submitted 2024 Budget Modification submitted by Town Supervisor, LaVerne Phelps as follows: 599 (FUND BALANCE) increases \$65,000.00 from \$89,350.08 to \$154,350.08; A1940.2 (LAND PURCHASE) increases \$65,000.00 from \$0.00 to \$65,000.00.

CARRIED

AYES: Koval, Moshier, Collier, Christiansen

NOES: None

RESOLUTION 24-59

June 13, 2024

By: Laverne Phelps

2nd by: William Collier

BUDGET MODIFICATION – LAND PURCHASE

RESOLVED, the Town Board of the Town of Catlin hereby approves the submitted 2024 Budget Modification submitted by Town Supervisor, LaVerne Phelps as follows: 599 (FUND BALANCE) increases \$65,000.00 from \$89,350.08 to \$154,350.08; A1940.2 (LAND PURCHASE) increases \$65,000.00 from \$0.00 to \$65,000.00.

CARRIED

AYES: Koval, Moshier, Collier, Christiansen

NOES: None

RESOLUTION 24-60

June 13, 2024

By: LaVerne Phelps

2nd by: Ron Moshier

ABSTRACTS

RESOLVED, the Town Board of the Town of Catlin hereby approves submitted June 13, 2024, Abstract #6 vouchers for payment: General vouchers 93-122: \$13,476.17; Highway vouchers 60-73: \$23,001.50; BV Light District voucher 7-9: \$368.69; and BV Water District vouchers 34-41: \$1,420.30; for a total of \$38,266.66.

CARRIED

AYES: Koval, Moshier, Collier, Christiansen

NOES: None

RESOLUTION 24-61

June 13, 2024

By: Laverne Phelps

2nd by: William Collier

ELMIRA ANIMAL CONTROL – AMENDING RESOLUTION 24-56

WHEREAS, the Town of Catlin entered into an Inter-Municipal Agreement with the City of Elmira for Animal Control Services which expired April 30, 2024, and

WHEREAS, the Town Board of the Town of Catlin passed resolution 24-56 on May 9, 2024 which authorized Supervisor Phelps to enter into agreement with the City of Elmira for \$800 per monthly installment, and

WHEREAS, the contract stated that the monthly installment was for \$816.00, therefore be it

RESOLVED, the Town Board of the Town of Catlin hereby authorizes Supervisor LaVerne Phelps to sign an Inter-Municipal Agreement between the City of Elmira and the Town of Catlin for Animal Control Services as needed at the cost of \$9,792.00 annually to be paid to the City of Elmira in monthly installments of \$816.00 commencing May 1, 2024, and expiring on April 30, 2025.

CARRIED

AYES: Koval, Moshier, Collier, Christiansen

NOES: None

RESOLUTION 24-62

June 13, 2024

By: Ron Moshier

2nd by: William Collier

Standard Workday and Reporting Resolution

BE IT RESOLVED, that the Town of Catlin hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body.

Title	Name	Social Security Number	Registration Number	Standard Work Day	Term Begins /Ends	Participates in Employer's Time Keeping System (Y/N)	Days /Month
Elected Officials							
Highway Superintendent	Joe Doan	9091	42609461	8	01/01/2024-12/31/2027	N	23.6
Board Member	William Collier	9711	41127861	6	01/01/2024-12/31/2027	N	3.07
Appointed Officials							
Book Keeper	Brian McIlroy	3272	43470400	6	01/01/2024-12/31/2024	N	4.18

CARRIED

AYES: Koval, Moshier, Collier, Christiansen

NOES: None