

Town of Corning  
Regular Board Meeting  
July 18,2017  
7:00PM

Supervisor Feehan called the meeting to order. Roll call was taken as follows:

Present	Absent
Councilman Dave Shafer	Councilman Mike Brenning
Councilman Stuart Sammis	
Councilman Gary Mapes	
Supervisor Kim Feehan	

The Pledge of Allegiance was given.

**IT Support**

The motion to enter into discussion regarding the I T and server issues was made by Councilman Sammis and seconded by Councilman Mapes. Roll call vote:

Ayes	Nays
Councilman Mapes	
Councilman Sammis	
Councilman Shafer	
Supervisor Feehan	

Motion carried

Supervisor Feehan began by explaining the I T problems of the prior week, which forced the offices to close on Wednesday. The server had a malfunction for reasons still unknown. A claim has been filed with the insurance company and they will respond when they know if the issue can be covered. The problems with the server are still not repaired, only patched to keep things moving along. Supervisor Feehan questioned the age of the server, as stated by the Endeavor representative, as being ten years old when the contract with the Endeavor Group has been three and a half years. This is very confusing. Since their contract is nearing the end, Supervisor Feehan would like to entertain other options for I T support. She and Councilman Sammis will work together to create

an RFP to include a disaster recovery plan, I T services, and a new server. A subsequent motion was made authorizing Councilman Sammis and Supervisor Feehan to create an RFP to ascertain stability of current server, determine back up status, and to delineate specifications and an I T needs assessment, not to exceed \$1,500.00.

**Tabled Items**

Councilman Shafer made to the motion to table agenda items #5 and #6.

Councilman Sammis seconded. Roll call vote:

Ayes

Nays

Councilman Shafer

Councilman Sammis

Councilman Mapes

Supervisor Feehan

Motion carried.

**Cyber Security**

The motion to discuss the Cyber Security Citizens Notification Policy mandated by NYS and review the NYS GFOA (governmental finance officers assoc.) was made by Councilman Mapes and seconded by Councilman Sammis. Roll call vote.

Ayes

Nays

Councilman Mapes

Councilmann Shafer

Councilman Sammis

Supervisor Feehan

Motion carried. Councilman Sammis explained that it is mandated that if there is a security breech there is a policy in place for handling the situation. Supervisor Feehan suggested revisiting this item at Augusts meeting.

**Town Clerks Report**

Councilman Mapes made the motion to approve the Town Clerk’s report for June 2017. Councilman Sammis seconded. Roll call vote:

Ayes

Nays

Councilman Sammis

Councilman Mapes  
Councilman Shafer  
Supervisor Feehan

**Final Lee Pay App**

The motion to approve the final pay app for Lee Contracting was made by Councilman Sammis and seconded by Councilman Shafer. Roll call vote as follows:

Ayes	Nays
Councilman Shafer	
Councilman Mapes	
Councilman Sammis	
Supervisor Feehan	

Motion carried

The final payment is contingent upon Mr. Lee getting certified payroll and the Supervisor receiving the corrected pay app, not to exceed \$2,300.00.

**Change Order**

The motion to approve the change order request in the amount of \$26,636.26 was made by Councilman Mapes and seconded by Councilman Shafer. This includes additional funds for the extra work that was done for the project. This will close out the amount for the ARC. Roll call vote:

Ayes	Nays
Councilman Sammis	
Councilman Mapes	
Councilman Shafer	
Supervisor Feehan	

Motion carried.

**Abstract Approval**

Councilman Mapes made the motion to approve Abstract 7 of 2017, with Councilman Sammis seconding. Roll call vote as follows:

Ayes	Nays
Councilman Mapes	

Councilman Shafer  
Councilman Sammis  
Supervisor Feehan  
Motion carried.

General Fund	\$42,347.28
General Outside	\$77.02
Highway Outside	\$18,099.10
Corning Manor Improv.	\$3,010.94
Gibson Light	\$497.15
Elmhurst Light	\$180.26
Corning Manor Light	\$112.77
Birch Light	\$139.36
Pine Shadow Light Dist	\$64.63
Gibson Water	\$2,136.01
Corning Manor Water	\$1,776.02
Pinewood Water	\$7,110.35
Hornby Rd Water	\$594.35
E Corning Water	\$53.14
East Corning 1	\$91.16
E. Corning 2 Water	\$84.81
Trust & Agency	\$8,033.86
TOTAL	\$84,408.21

**Building/Code Report**

The motion to approve the Building & Code Report was made by Councilman Sammis and seconded by Councilman Shafer. Roll call vote:

Ayes

Nays

Councilman Mapes  
Councilman Sammis  
Councilman Shafer  
Supervisor Feehan  
Motion carried.

**Bly/Lott Boundary**

Councilman Shafer made the motion to authorize discussion regarding a buffer or barrier requested by the Lott’s on River Road between their property and the business property owned by Jeff Bly. Councilman Mapes seconded. Mrs. Lott shared pictures of the lush foliage between the two properties before Mr. Bly removed it, and photos afterwards. She believed the Planning Board asked Mr. Bly to leave a natural barrier between the two properties, and that the driveway for the Bly property would be further down the road from their property line. She asked the Board if they could help in any way. Mr. Bly shared pictures as well, and stated he was not willing and has no intention of putting a barrier or buffer to replace what he had destroyed. The Town Board made a motion directing the Planning Board to make a recommendation back to the Town Board regarding this issue between Lott and Bly on River Rd.

**Item Tabled**

Councilman Shafer made the motion to table this item until a recommendation is made by the Planning Board. Councilman Mapes seconded. Roll call vote:

Ayes

Nays

- Councilman Shafer
  - Councilman Mapes
  - Councilman Sammis
  - Supervisor Feehan
- Motion carried.

**Building & Grounds Report**

The motion to approve the Building and Grounds Report was made by Councilman Mapes and seconded by Councilman Sammis. Roll call vote as follows:

Ayes

Nays

- Councilman Mapes
  - Councilman Sammis
  - Councilman Shafer
  - Supervisor Feehan
- Motion carried.

**CNG Gas Repair**

Councilman Sammis made the motion to approve the corrective measures plans submitted by Corning Natural Gas for the repair on Route 352 near Gorton Road. Councilman Mapes seconded. Roll call vote taken as follows:

Ayes

Nays

- Councilman Sammis
- Councilman Mapes
- Councilman Shafer
- Supervisor Feehan

Motion carried. Water Superintendent Fields explained that there had been an issue with prior plans submitted as water lines were involved. Mr. Prutzman from TUQC Consulting was very helpful when checking out each of the plans and offering alternative solutions.

**Building Assessment**

The motion to approve a needs study by Mr. Foor regarding the Town offices was made by Councilman Mapes and seconded by Councilman Sammis. Roll call vote:

Ayes

Nays

- Councilman Shafer
- Councilman Sammis
- Councilman Mapes
- Supervisor Feehan

Motion carried. Supervisor Feehan discussed the many issues with the building. The need for a new roof, the traffic issues, the many entrances, etc. She is interested in replacing the roof with a living roof or possibly a solar roof. The building next door may soon be available for purchase which could address some of these issues. The Board approved the Supervisor to request a needs assessment and approve the fee for doing so. Roll call vote:

Ayes

Nays

- Councilman Mapes
  - Councilman Shafer
  - Councilman Sammis
  - Supervisor Feehan
- Motion carried.

**Paid Family Leave**

Councilman Sammis made the motion to discuss whether or not to offer paid family leave to the Town of Corning full time employees. Councilman Mapes seconded. Roll call vote:

Ayes

Nays

- Councilman Sammis
- Councilman Shafer
- Councilman Mapes
- Supervisor Feehan

Motion carried. Supervisor explained the cost of the coverage is \$80.00 per year for each full-time employee. It is unclear if there is a cost to the employer.

Therefore, Councilman Mapes directed the Supervisor to opt-out of the paid leave option, Resolution #55 of 2017, for full time employees until it is made clear as to the employer’s fiscal responsibility. Roll call vote as follows:

Ayes

Nays

- Councilman Mapes
  - Councilman Sammis
  - Councilman Shafer
  - Supervisor Feehan
- Motion carried.

**Ethics Board Resignation**

The motion to approve the resignation of William Groeger from the Town Ethics Board was made by Councilman Shafer and seconded by Councilman Sammis.

Roll call vote:

Ayes

Nays

- Councilman Shafer
  - Councilman Sammis
  - Councilman Mapes
  - Supervisor Feehan
- Motion carried.

**Ethics Board Structure**

Councilman Mapes made the motion to discuss the structure of the Town Ethics Board. Councilman Shafer seconded. Supervisor Feehan explained the Ethics Board has denied the proposal of Mr. Shafer to take a 6 month leave of absence. They again asked for his resignation, and ask that no member of the Town Board be a member of the Ethics Board. Mr. Shafer explained that he believes he has a lot to offer as a member of the Ethics Board and that he has recused himself and left the building when sensitive issues have come up. Supervisor Feehan agreed that a Town Board member should not be a member of the Ethics Board. Councilman Sammis disagreed, stating that a Town Board member or Town official should be a member of the Ethics Board. Ethics Chairwoman Hope Johnson explained that she believes Mr. Shafer has done nothing wrong, but agrees with Supervisor Feehan that it may appear inappropriate to the public when sensitive issues arise. Councilman Mapes made the motion to maintain the Ethics Law as it is. Councilman Sammis seconded. Roll call vote:

Ayes	Nays
Councilman Shafer	Supervisor Feehan
Councilman Sammis	
Councilman Mapes	

Motion carried.

**Ethics Board Issue Acceptance**

Councilman Mapes made the motion to acknowledge that the Ethics Board will accept issues in writing until its procedures and guidelines are finalized.

Councilman Shafer seconded. Roll call vote:

Ayes	Nays
Councilman Mapes	
Councilman Shafer	
Councilman Sammis	
Supervisor Kim Feehan	

Motion carried.



**Ethics Board Recommendation**

A motion was made by Councilman Sammis and seconded by Councilman Mapes to consider accepting the Ethics Board recommendation for Dave Shafer to step down from the Ethics Board. Roll call vote:

Ayes	Nays
Supervisor Feehan	Councilman Mapes
	Councilman Sammis
	Councilman Shafer

Motion carried.

Agenda item #25 was no longer necessary due to the vote of the above item.

**Supervisor’s Written Statement**

Supervisor Feehan asked that a written statement be added to the minutes. It can be found at the end of these minutes.

**Disclosure Statements**

Councilman Mapes made the motion to send a letter from the Ethics Board reminding the employees and board members that those who have yet to complete and return an updated disclosure form need to do so soon. Councilman Sammis seconded. Roll call vote:

Ayes	Nays
Councilman Shafer	
Councilman Mapes	
Councilman Sammis	
Supervisor Feehan	

Motion carried. Attorney Ferratella explained that if forms are not returned, the employees can be sanctioned, censured, or fined.

**Temporary Leave**

The motion to discuss Councilman Shafer’s request for a temporary leave of absence from the Ethics Board until January 1, 2018, was made by Councilman

Sammis and seconded by Councilman Mapes. Motion carried. Councilman Sammis believes a leave from the board will not benefit anything as Mr. Shafer is only 20% of the board. Councilman Shafer added that he is withdrawing his offer of a leave of absence because of Supervisor Feehan's inaccurate statement prior, and asks that his written statement be added to the minutes. This statement can be found at the end of these minutes along with Supervisor Feehan's.

### **Office 365 Subscription**

Councilman Sammis made the motion to approve Supervisor Feehan give credit card information to Endeavor Services for re-authorizing Office 365 subscriptions to be renewed before July the 22, 2017. Councilman Mapes seconded, adding that he request she physically take it to them for security reasons. Roll call vote:

Ayes

Nays

Councilman Shafer  
Councilman Sammis  
Councilman Mapes  
Supervisor Feehan  
Motion carried.

### **Visitors Comments**

There were various visitor's comments regarding the actions and behaviors of the Board members.

### **Adjourn**

Councilman Sammis made the motion to adjourn, Councilman Mapes seconded. All in favor. Motion carried.

Meeting adjourned at 8:50 PM

These minutes respectfully submitted by:

Susan Edwards  
Town Clerk

