

Town of Corning  
Regular Board Meeting  
December 18, 2018  
7:00PM

Supervisor Feehan called the meeting to order.

Roll Call of Members Present:

Councilman Dave Shafer  
Supervisor Kim Feehan  
Councilwoman Jen Mullen

Absent:

Councilman Stuart Sammis  
Councilman Mike Brenning

Others Present:

Highway Superintendent Dylan DeWert, Town Justice Glen Rose, and various other members of the community.

**Local Law #2 Public Hearing**

Councilwoman Mullen made the motion to leave regular session to enter into a Public Hearing regarding Local Law #2 of 2018. Councilman Shafer seconded. All were in favor. The motion carried. This local law amends a prior law establishing the number of Planning Board members. This updated law reduces the number of members from seven to five.

The motion to leave the Public Hearing and enter into regular session was made by Councilwoman Mullen and seconded by Councilman Shafer. All in favor, carried.

**Local Law #3 Public Hearing**

On a motion made by Councilwoman Mullen and seconded by Councilman Shafer, the Board left regular session and again entered into a Public Hearing regarding Local Law #3 of 2018 updating the existing Ethics Law. All in favor, the motion carried. Attorney Ryan will fix the verbiage in question and clarify the sections discussed at the prior meeting.

Councilwoman Mullen made the motion to leave this Public Hearing and re-enter regular session. Councilman Shafer seconded. All were in favor, the motion was carried.

**Tabled Ethics Law**

On a motion made by Councilwoman Mullen the Ethics Law approval was tabled until changes could be made. Councilman Shafer seconded. All in favor. Carried.

**Planning Board Member Approval**

The motion approving Local Law #2 was made by Councilwoman Mullen and seconded by Councilman Shafer. All in favor, motion carried.

**Court Security**

Councilwoman Mullen made the motion to approve the discussion with Judge Rose regarding the need for additional court security. He explained that since one officer is retiring and one is only available part

time, he will need to hire a couple more officers. They are required to be a working police officer, retired police officer or a corrections officer. He has three people interested in filling the positions. One is a retired police officer, one is a corrections officer and the other is willing to become qualified. Judge Rose explained that even if a Sheriff is here with in-mates he is unable to help if some emergency arises.

**Hiring Freeze Lifted**

The motion approving lifting the hiring freeze temporarily for the Court situation was made by Councilwoman Mullen and seconded by Councilman Shafer. All were in favor, motion carried.

**Court Security Hires**

On a motion made by Councilwoman Mullen and seconded by Councilman Shafer, Michael Rucco, Robert Prentice, and Donald Strong were hired as Court Security. All in favor, motion carried.

**Hiring Freeze Re-instatement**

A secondary motion was made by Councilwoman Mullen and seconded by Councilman Shafer reinstating the hiring freeze for the Town of Corning. All in favor. The motion was carried.

**Court Uniforms**

A motion was made by Councilman Shafer authorizing the approval of uniform purchases for the newly hired Court Security Personnel in the amount of \$2,500.00 to be taken from A1110.4. Councilwoman Mullen seconded. All in favor, motion carried.

**Water Re-Levies**

On a motion made by Councilwoman Mullen the water re-levies for the unpaid water bills were approved. Councilman Shafer seconded. All in favor, motion carried. The amounts re-levied were as follows:

Pinewood Water Dist.	\$2,304.77
East Corning Water Dist.	\$12,682.59
Hornby Rd. Water Dist.	\$1,476.11

**Joint Fire Grant**

Councilwoman Mullen made a motion authorizing the Supervisor to apply for a LGMRIF Grant for implementation of the Total Joint Fire District creation through the New York State Department of State and authorize her as signatory. Councilman Shafer seconded. All in favor, motion carried.

**DEC Grant**

The motion approving the Supervisor the apply for a DEC grant for the purchase of a Barrel Chipper was made by Councilwoman Mullen and seconded by Councilman Shafer. All in favor, motion carried.

On a motion made by Councilwoman Mullen and seconded by Councilman Shafer, the supervisor, along with the Town Attorney, was authorized to create an intermunicipal agreement with the Town of Bath, the Town of Urbana, the City of Corning, and the Village of South Corning. All in favor, motion carried.

**Equipment Sold at Auction**

The motion to authorize the release and sale of Highway Department equipment sold from Auctions International in the amount of \$31,893.11 was made by Councilwoman Mullen and seconded by Councilman Shafer. All in favor, motion carried. The Equipment sold for the following amounts:

Viking 11' one-way plow:	\$76.00
2009 GMC 5500:	\$17,600.00
2014 Cafco EZ Pour Asphalt patcher:	\$3,186.11
2002 Sakai Jump 1 Amp:	\$260.00
2003 Volvo S/A Dump Truck:	\$10,100.00
TENCO 11' one-way Plow:	\$76.00
Hi Way 9' Stainless Steel slide hydraulic spreader:	\$475.00
Air Seat from an International Truck:	\$120.00

**Trailer Purchase**

Councilwoman Mullen made a motion to approve the purchase of a used 2008 Hill Manufacturing Co. Trailer for \$16,000.00. Councilman Shafer seconded. All in favor, motion carried. Some of the Proceeds from the auction sales will be used for this purchase.

**Resolution to Modify Budget**

On a motion made by Councilman Shafer and seconded by Councilwoman Mullen the Resolution modifying the 2018 budget was approved. All in favor, motion carried. The budget will be modified in the following manner: WHEREAS, the Town of Corning received \$79,422.00 more in CHIPS than budgeted from New York State;

BE IT RESOLVED, the Supervisor is hereby authorized to modify the 2018 Budget in the following manner:

DB-510 Estimated Revenues	
Sub Account DB3501 State Aid, Consolidated Highway	\$79,422.00
DB-960 Appropriations	
Sub Account DB5112.2 Improvement-CHIPS	\$79,422.00

**Budget Transfers**

The motion to approve December Budget Transfers as follows:

A FUND		
From	To	Amount
A1991.4	A1420.4	\$6,321.00
A1990.4	A1940.2	\$25.00
A1620.46	A1620.43	\$10.00
A9040.8	A9060.8	\$4,886.00
B FUND		
B8020.4	B3120.4	\$750.00
B8020.44	B4020.4	\$3.00
DB FUND		
DB5130.1	DB5140.1	\$3,265.00
SW3 FUND		
SW38320.4	SW38340.4	\$380.00
SW4 FUND		

SW48340.4	SW48330.4	\$13.00
	SW8 FUND	
SW89030.8	SW88340.4	\$1,500.00
SW88310.1	SW88340.4	\$812.00

**Bond Resolution for Grader**

Councilwoman Mullen made a motion to approve and authorize this bond resolution be adopted by the Town Board of the Town of Corning, in the County of Steuben, New York (the “Town”) on December 18, 2018 and the validity of the obligations authorized by such resolution may be hereafter contested only if: 1.(a) such obligations were authorized for an object or purpose for which the Town of Corning is not authorized to expend money or (b) the provisions of the law which should be complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication of this notice; or 2. Such obligations were authorized in violation of the provisions of the Constitution of New York.

(Summary of Bond Resolution) the following is a summary of the bond resolution adopted by the Town Board of the Town of Corning on December 18, 2018. The proceeds from the sale of the obligations authorized in such bond resolution will be used to finance the acquisition of maintenance equipment (grader) for use by the Town, including all preliminary costs and necessary equipment, apparatus, warranties, and other such cost incidental thereto and in connection with the financing thereof (collectively, the “Purpose”), at an estimated maximum amount of \$236,288. Such bond resolution authorizes the issuance and sale of a serial bond or bonds and a bond anticipation note or notes in anticipation of the issuance and sale of such serial bonds, in an aggregate principal amount not to exceed \$236,288, such amount to be offset by any trade in amounts (estimated to be \$50,00.) and any federal, state, county and/or local funds received. The period of probable usefulness for such purpose is 15 years; however, the bonds issued pursuant to this resolution, and any bond anticipation notes issued in anticipation of the sale of such bonds, will mature no later than five years from the date of original issuance of such bonds or notes. A copy of the resolution summarized herein is available for public inspection during regular business hours at the Office of the Town Clerk, located in the Town Hall, 20 South Maple Street, Corning, New York. Councilman Shafer seconded. All in favor, motion carried.

**Grader Purchase Approval**

On a motion made by Councilwoman Mullen the purchase of a Milton Cat Grader in 2019 at 2018 price of \$177,288.00 to be included in the January 2019 BAN renewal. Councilman Shafer seconded the motion and it was carried.

**Brenning Mowing Contract Discussion**

The mowing contract with Brenning Property Management was approved on a motion made by Councilwoman Mullen. The contract was offered for an extension of up to 5 years with increases of \$500.00 each year after 2021. Councilman Shafer seconded. All in favor, the motion carried.

**Mowing Contract Approval**

A subsequent motion was made by Councilwoman Mullen and seconded by Councilman Shafer approving the mowing contract for 5 years. All in favor, motion carried.

**Kennel Contract Approval**

The Kennel Contract was approved on a motion made by Councilwoman Mullen and seconded by Councilman Shafer. All in favor, motion carried. Councilman Shafer asked if an addition could be made stating a 30-day notification was needed for the contract to be voided.

**SC Water Contract Approval**

Councilwoman Mullen made a motion approving the 2019 Water contract with the Village of South Corning with no changes from the prior year. Councilman Shafer seconded. All were in favor, the motion was carried.

**Abstract Approval**

The November Abstract was approved on a motion made by Councilman Shafer and seconded by Councilwoman Mullen. The motion was carried when all were in favor.

**Year End Meeting Set**

The end of the year meeting was set for January 3<sup>rd</sup> at 7:00 Pm on a motion made by Councilwoman Mullen. The motion was seconded by Councilman Shafer and then carried.

**Town/Village Water Meeting Set**

A joint water meeting between the Village of South Corning and the Town of Corning was set for January 9<sup>th</sup> at 6:30 PM on a motion made be Councilwoman Mullen and seconded by Councilman Shafer. All in favor, motion carried. A public Hearing will be set at the meeting for January 30<sup>th</sup> at 6:30 PM regarding the creation of a town-wide fire district.

**Insurance for fire fighters**

Councilwoman Mullen mad a motion to approve contracting with the Hartford Insurance Company for lung cancer coverage for East Corning and North Corning Fire Departments. Councilman Shafer seconded. All were in favor. The motion was carried.

**Visitors Comments**

Teri Radke wished to inform the Board of her correct address. She had been interested in helping her community be sitting on one of the Boards. When she turned in a disclosure statement, her address was misconstrued. Somehow someone thought she resided in Big Flats and she wouldn't be eligible to be on any of the Boards for the Town of Corning. She suggests that the communication between the Town hall employees and the Board be improved upon. Brad Jacobus asked if the Board was following Big Flats and setting term limits for elected officials. Jamie Cooney suggested placing a visitors comments section at the beginning of the meeting as well as at the end.

**Adjourn**

Councilwoman Mullen made the motion to adjourn at 7:50 PM, Councilman Shafer seconded. All in favor, motion carried.

These minutes respectfully submitted by:

Susan Edwards  
Town Clerk

