

August 9, 2023  
Town of Erin Board Meeting

Supervisor Schmidt called the regular meeting of the Erin Town Board to order on this date at 6:30 PM. She then asked the Clerk to call the roll.

MEMBERS PRESENT: William VanRiper, Jr., Randy Evans, Alan Hughson, Michael Shutts, Dawn Schmidt.

PUBLIC PRESENT: Marjorie Krejcar, Mark Margeson, Harold & Maureen Spencer, Gary Ratchford, Cindy Whiddon, Joe Frega.

Supervisor Schmidt welcomed everyone and the Pledge of Allegiance was recited.

A motion was made by R. Evans and seconded by W. VanRiper, Jr. to pay the audited bills as they appear on the General Fund Abstract 7, #110-125 totaling \$7,258.13; and the Highway Fund Abstract 7, #106-120 totaling \$27,412.73; and the Street Lighting Fund Abstract 7, #124 totaling \$230.41.

Also, to pay the audited bills as they appear on the General Fund Abstract 8, #126 totaling \$7,872.97; and the Highway Fund Abstract 8, #121-136 totaling \$68,880.73; and the Street Lighting Fund Abstract 8, #136 totaling \$238.65.

Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.

A motion was made by R. Evans and seconded by A. Hughson to dispense with the reading of the minutes from the regular Board meeting on June 13, 2023 and approve the amended minutes.

Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.

COMMUNICATIONS

- Erin Town Justice would like to surplus the following items:  
Sylvania digital tracking monitor Serial # V22514723 Model # 6313CEA  
Cyber Power surge protector RAADV2000678 SE425G  
Focus Company time lapse video cassette recorder Serial # 500989M Model # ER1280TN  
Panasonic digital video multiplexer WJ-FS 216 Serial # 9ZA01613 0297681A  
Sylvania 13 television Serial # V36044977 Model # TVK139K  
HP Photosmart C4700 Series printer Serial # CN9B4DZ38C FPU # Q8380-64002  
Smith Corona typewriter Model 54-1  
Samsung phones X 5 Model # IDCS 18D 2F 3D020354, 2F 3G440621, 2F 3D020358, 2F 3D020109, 2F 3D020850

AGENDA FOR THE TOWN OF ERIN BOARD MEETING AUGUST 9, 2023;

1. RESOLUTION 31-2023 VERIFYING PALMER ROAD HAS NOT BEEN MAINTAINED FOR MORE THAN TWENTY (20) YEARS

RESOLUTION 31-2023

RESOLUTION VERIFYING PALMER ROAD HAS NOT BEEN MAINTAINED FOR MORE THAN TWENTY (20) YEARS

Resolution By: M. Shutts

Seconded By: W. VanRiper, Jr.

WHEREAS, the Town of Erin Town Board is in receipt of a letter from the Town of Erin Highway Superintendent dated August 9, 2023 requesting consent from the Town Board to provide written consent to abandon a portion of Palmer Road; and

NOW THEREFORE BE IT RESOLVED that Town Board of the Town of Erin, County of Chemung, State of New York acknowledges receipt of a letter from the Town of Erin Highway Superintendent dated August 9, 2023 verifying that the portion of Palmer Road, including a portion also known as B Jones Road, in the Town of Erin, as shown on the attached Map, from the point of the intersection with Marsh Road and Chapman Road continuing in a northerly direction to the point of the intersection with South Greenbush Road has not been maintained as a highway nor used as a highway by the public for more than twenty (20) years; and

BE IT FURTHER RESOLVED that in accordance with New York Town Highway Law section 205(1), the Town Board hereby consents to hereby abandon the portion of Palmer Road, also known as B Jones Road, as described herein and directs the Town Supervisor to execute any and all necessary documents related to this declaration of abandonment and to file and record any such documents with the Town Clerk's office.

Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.

#### COMMITTEE REPORTS

Town Attorney- Finished the paperwork and resolution for Palmer Road that was just discussed.

Planning Board- Deda Cedar- There was no meeting due to no quorum. Supervisor Schmidt asked about the policy with the bylaws. Deda thinks it states you can't miss three (3) meetings. One member was moved up to permanent. Supervisor Schmidt is going to work with the Town attorney and craft a letter regarding attendance and whether members are on or off the Planning Board. There are open permits that are over 60 days. John McCracken will check with the Town attorney to see where we need to go with this.

Parks, Recreation and Senior Committee-Deda Cedar- The Senior picnic was held at Park Station with 22 people in attendance. The Food Truck served 163 families with the leftover food going to the North Chemung Food Pantry. Park & Rec didn't have a meeting because Deda was sick. There is a gentleman in Town that is interested in doing a craft fair. Trying to organize that. She has not heard from Donna Vergason regarding the silo project. There have been a lot of negative comments. People say it does not look like the picture that was voted on. Supervisor Schmidt asked what the close out for Wood Fest was. Deda thinks it made a profit of over \$2000.00, but will check with Melody Shutts for the actual figure. A resident voiced his concern regarding a water flow issue from scrap lumber and wood debris from Wood Fest that was pushed into the creek. Both Supervisor Schmidt and Harold Spencer verified that it was cleaned out shortly after the festival. Councilmembers Evans and VanRiper, Jr. will look into the issue. The Senior committee has a trip planned to see a Charlie Pride tribute in Cortland on 9/14. They have 19 currently signed up and need 35 to go. The 19 people are Erin residents, but only one (1) person has paid so far.

Code Enforcement-John McCracken- He has been issuing permits. Questioned Board regarding 911 numbers on vacant pieces of property. The Board agreed that there needs to be a structure on the property. Discussed a possible music festival on Sandbank Road over Labor Day weekend with camping available. He has been in contact with the health department on options if it does take place.

Highway Superintendent-Steve Tyler- They have been grading roads and putting down dust control, ditching, trimming trees and fixing equipment. They got the new Case tractor and it is working very well. Two (2) house sites were cleaned up per Code Enforcement and contents were taken to the dump. Code Enforcement received two (2) separate bills for the cleanup. Steve would like to put the old

water truck up for surplus equipment and will take sealed bid offers to be opened at the next meeting. He would also like to put truck #3 up for surplus equipment to be put on RTI's auction site.

A motion was made by W. VanRiper, Jr. and seconded by A. Hughson to allow Steve to put the old water truck up for surplus equipment and accept sealed bids to be opened at the September Board meeting. Motion carried: Ayes: W. VanRiper, Jr., R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.

A motion was made by M. Shutts and seconded by W. VanRiper, Jr. to allow Steve to put truck #3 up for surplus equipment on RTI's auction site.

Motion carried: Ayes: W. VanRiper, Jr., R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.

A resident asked Steve about a street light on Church Street that has been out for two (2) years. It will be looked into this week.

Buildings & Grounds- Councilmember VanRiper, Jr. asked if the occupancy for the Town Hall was worked through. Supervisor Schmidt verified that is taken care of. Councilmember VanRiper, Jr. will be in touch with John O'Connor for a start date.

County Representative- Councilmember VanRiper, Jr. spoke on the County's agreement to pay for Park Station Road every 1-5 years and only paved half of it. Mark will check on that. The agreement was for \$25,000.00. It is budget season and the County Executive is potentially working on giving money to the towns and villages. The County Executive allowed the legislature to be involved in budget season for the first time. There is more insight and makes for a smoother process. The County purchased the old Five Star building and are consolidating about seven (7) departments. Looking at consolidations for the city. The IDA is controlling the arena. There is a management team that is working with the youth program, junior hockey program and the federal hockey league. One (1) sheet of ice will be eliminated and turf will be put down for indoor lacrosse and soccer. The IDA will control the income flow. Making it more of a community style facility and not just hockey. There are some discussions on doing renovations and upgrades on the fairgrounds with ARP funding. The Chemung County sewer project has gone from \$87 million to \$280 million. It is a huge, expensive project. The cost of goods, materials, and contractors that are required by the state have increased since the project was started. The system was never maintained properly over the years.

Supervisor Schmidt asked about the computer that was ordered in March for Code Enforcement that has not yet been received. Mark will follow up on that.

John McCracken, Code Enforcement Officer, talked about the County's GIS system that has not been updated in 7-8 months. It is a problem sending out violations and not knowing who the current owner is.

Supervisor- Dawn Schmidt- On the agenda, Josh Blauvelt was going to talk about the real property tax exemption public hearing that will take place Tuesday, August 15<sup>th</sup> at the fire department. This is New York's solution to help recruit volunteer firefighters. She encourages people to give input. There is a public survey on hazards that cause the greatest impact to Chemung County on the town website and also paper forms available. The survey takes about five (5) minutes to complete. The Chemung County Stormwater Coalition needs a stormwater coordinator from the Town for monthly meetings and to work closely with stormwater coalition team on projects and update our records.

#### RESOLUTION 32-2023

RESOLUTION TO APPOINT JOHN MCCRACKEN TO BE THE STORMWATER MANAGEMENT PROGRAM COORDINATOR FOR THE TOWN OF ERIN

BE IT RESOLVED that John McCracken be appointed as the Stormwater Management Program Coordinator for the Town of Erin.

Resolution By: R. Evans

Seconded By: W. VanRiper, Jr.

Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.

Sheriff Department sent report for June. There were 41 blotters assigned, 1 case was generated, 2 traffic stops, and 3 traffic accidents. Sheriff Department sent report for July. There were 52 blotters assigned, 5 generated cases, 7 traffic stops, 1 accident, and 2 misdemeanor arrests. A letter was received from the Historical Society with a contribution for \$175.00 from the Parks Commission in support of Wood Fest. It is a very nice gesture, but please put it towards the Historical Society. The Board agrees.

#### OLD BUSINESS

Councilmember Evans asked where the Town was on the solar law that was sent to the attorney. Supervisor Schmidt said the comprehensive plan needs to be finished prior to revisiting the law that was submitted.

#### HEARING OF THE PUBLIC

Harold Spencer- Would like to take a few branches off the pine trees by the playground in order to mow. The Board said that it is fine.

Gary Ratchford-1614 Breesport Rd.- The Historical Society decided at their last meeting to hold a community picnic on 9/16, but there is a conflict with the Church breakfast. The Historical Society will supply the hotdogs, rolls, water and lemonade. It will be a dish to pass and held at the Historical Society.

With no further comments from the public Supervisor Schmidt closed this portion of the meeting.

A motion was made by R. Evans and seconded by W. VanRiper, Jr. to adjourn the meeting at 7:40 PM.

Motion Carried: Ayes: W. VanRiper, Jr., R. Evans, A. Hughson, M. Shutts, D. Schmidt. Nays: None.