

January 19, 2016

State of New York  
County of Fulton  
Town of Oppenheim

Minutes of the Oppenheim Regular Board meeting held on January 19, 2016 at the Oppenheim Town Hall located at 110 Route 331, St. Johnsville, NY 13352.

**Present**

Cynthia Breh	--	Supervisor
Patricia Haberek	--	Councilwoman
Cheryl Lynch	--	Councilwoman
John Houle	--	Councilman
Gloria Brys	--	Town Clerk
Scott DeNinno	--	Highway Superintendent
Brian Miller	--	Assistant Highway Superintendent
Scott DeNinno	--	Codes Enforcement Officer
Joanne Capek-Young	--	Bookkeeper

**Absent**

Stephanie Gray	--	Councilwoman
Gary Getman	--	Dog Control Officer

Supervisor Cynthia Breh called the meeting to order at 6:30 pm with the Pledge to the Flag.

**Historian – Hector Allen**

Mr. Allen presented a scrapbook which contained clippings out of the newspaper about the Town of Oppenheim. He also gave a written report for each month about different things that happened in the Town.

Supervisor Breh thanked Mr. Allen for doing a great job as Town Historian.

**Fulton County Solid Waste**

Director Clifford Engle was present to discuss the transfer station. He stated that because of safety reasons, starting March 1, 2016 the hours at the transfer station will be changed. The hours will be Tuesday and Thursday from 10:00 am to 6:00 pm and Saturday from 8:00 am to 4:00 pm

January 19, 2016 (cont)

**Carolyn Caringi – Variance**

On July 21, 2015, Mrs. Caringi was present to ask for a variance and was denied because she did not have enough road frontage.

Mrs. Caringi of 553 County Highway 114 was present again to ask for a variance. She has 2 houses on the property and wants to divide the property and put one in her daughter's name. She stated that she is going to have the property surveyed. Creek road is on the side of her property so maybe that would be considered road frontage. Creek road has not been maintained for years and it has never been abandoned.

Scott DeNinno said that in order to abandon a road, a certificate has to be filed.

Supervisor Breh stated that according to other Supervisors, you should never abandon a road.

Councilman Houle said that we should wait until the survey is done before the town makes a decision.

Supervisor Breh said that the Local Law concerning the lot size and road frontage should be revisited.

**Codes Enforcement Officer Report**

Scott DeNinno handed in a written report. He stated that 2 homes in the town have been condemned. On the report it stated that the total fees for 2015 were \$2,532.00, violations issued were 66, the total inspections completed was 178, and the total certificates issued was 32.

Mr. DeNinno presented a draft of a Right to Farm Law.

Mr. DeNinno also presented a draft of a Procurement Policy for the Town of Oppenheim.

The Board members decided to table the Right to Farm Law and the Procurement Policy until the next meeting.

**Dog Control Officer Report**

Gary Getman was absent but handed in a report. He had a report of a dog bite and the dog did not have a rabies shot or a license. The dog was quarantined for 10 days.

Fulton County Sherriff also called regarding a dog that did not have any food or water and was left out during a snow storm and couldn't get into his dog house. The Deputy seized the dog and the owner was arrested.

Supervisor Breh said Agriculture & Markets did an inspection and the cage did not pass inspection, so she purchased one.

**Highway Report**

Scott DeNinno said that the Loader is down and will have to be fixed. He stated that the Highway department needs a small dump truck with a plow which will cost about \$85,000.00 and it can also be used in the summer.

Supervisor Breh stated that there is not any money in this year's budget to purchase a truck.

Scott DeNinno said that he plans on doing a 5 year plan for equipment.

Mr. DeNinno said that he needs a sander unit for the pick-up truck which will cost about \$5,500.00.

He plans on maybe micro paving 3.1 miles of the Mill Road, doing 1/2 mile of Kringsbush Road, and the Lotville road by the bridge.

January 19, 2016 (cont)

**Software for Highway Department**

Scott DeNinno would like to purchase software for the Highway Department. This software will track everything in the highway department. Williamson Law offers this package for \$2,850.00 plus \$320.00 for setup fee. The maintenance fee per year will be \$720.00. Williamson Law will set up everything and upload it to their server.

**Judge Books**

Judge Stone presented his books for the year 2015 to be approved and signed by the Board members

**Bookkeeper Report**

Joanne Capek-Young presented her monthly reports. She made a list of the transfers that had to be made.

**Motions**

Motion made by Patricia Haberek and seconded by Cheryl to purchase the Highway software from Williamson Law for \$2,850.00 plus \$320.00 for setup fee for a total of \$3,170.00.

ADOPTED

Ayes 4 Haberek, Lynch, Houle, and Breh  
Nays 0

Motion made by Patricia Haberek and seconded by Cheryl Lynch to transfer \$3,500.00 from DA5130.2 (Machinery) to A5010.4 (Superintendent of Highway Contractual)

ADOPTED

Ayes 4 Haberek, Lynch, Houle, and Breh  
Nays 0

Motion made by Patricia Haberek and seconded by John Houle to transfer \$260.00 from A1420.4 (Attorney) to A1450.4 (Elections C/E)

ADOPTED

Ayes 4 Haberek, Houle, Lynch, and Breh  
Nays 0

Motion made by Patricia Haberek and seconded by John Houle to transfer \$200.00 from A1990.4 (Contingency) to A5182.4 (Street Lighting)

ADOPTED

Ayes 4 Haberek, Houle, Lynch, and Breh  
Nays 0

January 19, 2016 (cont)

Motion made by Patricia Haberek and seconded by John Houle to transfer \$600.00 from A1990.4 (Contingency) to A1620.4 (Buildings C/E)

ADOPTED

Ayes 4 Haberek, Houle, Lynch, and Breh

Nays 0

Motion made by Cheryl Lynch and seconded by John Houle to transfer \$25,000.00 from A200 (General Fund) to A201.2 (Capital Fund) as was proposed in the budget.

ADOPTED

Ayes 4 Lynch, Houle, Haberek, and Breh

Nays 0

Motion made by Patricia Haberek and seconded by Cheryl Lynch to approve Judge Stones books.

ADOPTED

Ayes 4 Haberek, Lynch, Houle, and Breh

Nays 0

**APPROVAL OF MINUTES**

Motion made by Cheryl Lynch and seconded by Patricia Haberek to approve the minutes of December 15, 2015 and January 4, 2016.

ADOPTED

Ayes 4 Lynch, Haberek, Houle, and Breh

Nays 0

**Executive Session**

Motion made by Cheryl Lynch and seconded by Patricia Haberek to have an executive session At 8:55 pm on legal matters

ADOPTED

Ayes 4 Lynch, Haberek, Houle, and Breh

Nays 0

Supervisor Breh called the meeting back to order at 9:25 pm

With no further business on a motion by Councilwoman Haberek and seconded by Councilwoman Lynch the meeting was adjourned at 9:25 pm

Respectfully submitted

Gloria J. Brys, Town Clerk