

August 18, 2020

State of New York
County of Fulton
Town of Oppenheim

Minutes of the Oppenheim Town Board meeting held on August 18, 2020 at the Oppenheim Town Hall located at 110 Route 331, St. Johnsville, NY 13452

Present

| | | |
|------------------|----|------------------------|
| Cynthia Breh | -- | Supervisor |
| Kathleen Montana | -- | Councilwoman |
| Robert Norris | -- | Councilman |
| Robert Pierce | -- | Councilman |
| Gloria Brys | -- | Town Clerk |
| Scott DeNinno | -- | Highway Superintendent |

Absent

| | | |
|--------------------|----|---------------------------|
| Dennis Yost | -- | Councilman |
| Dave Rackmyre | -- | Codes Enforcement Officer |
| Ty Stowell | -- | Dog Control Officer |
| Joanne Capek-Young | -- | Bookkeeper |

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

Overswamp Road

Mr. John Andred who is a resident on the Overswamp Road and was present concerning the abandonment of .22 miles on the Overswamp Road. He stated that he has lived there for over 15 years and has been maintaining the road. He would like to see the .22 miles of road abandoned.

Mr. Stanley Spoar who owns land by Mr. Andred but who does not live on the road said that he was in favor of abandoning the .22 miles on the Overswamp Road.

Supervisor Breh said that the board will take everything into consideration.

Superintendent stated that if more than 2 people travel the road then it cannot be abandoned.

Highway Report

Scott DeNinno said that paving is scheduled to begin on August 19, 2020 and should be finished the following week. Notifications regarding closures will be relayed to the residents using the county reverse-911 system.

Mr. Deninno said that the 2008 Mack is in the shop for repairs. There was a failure of the lift ram mounting plate, which resulted in the box lift ram to tear almost completely off of the dump box.

Mr. DeNinno submitted an amended highway agreement which is required due to the increase in the cost of asphalt for the project. This price of oil and asphalt have been very erratic and fluctuating due to the coronavirus. This increase has resulted in the need to shorten our total length of paving. He stated that he has removed the paving for Gabryszewski Road and lengthened the paving on the Lotville Road. The agreement is as follows:

AGREEMENT between the Town Superintendent of the **Town of Oppenheim**, Fulton County, New York, and the undersigned members of the Town Board.

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected in the Town for the repair and improvement of highways, and received from the State for State Aid for the repair and improvement of highways, shall be expended as follows:

GENERAL REPAIRS. The sum of **\$80,000.00** shall be set aside to be expended for primary work and general repairs upon 60.46 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or renewals thereof.

PERMANENT IMPROVEMENTS. The following sum shall be set aside to be expended for the permanent improvement of Town highways: **\$180,000.00**

- (a) On the Lotville Road, commencing at North Road and extending a distance of 1.35 miles, there shall be expended not over the sum of **\$78,000.00**.

| | |
|---------------------------|-----------------|
| Type | Cold Mix Paving |
| Width of traveled surface | 20 ft. |
| Thickness | 2.5" |
| Subbase | Gravel |

Road will be re-graded and paved with 2.5" of type 3 asphalt and fog sealed

- (b) On the Cline Road, commencing at Overswamp Road, and extending to Krueger Road (1.25mi), there shall be expended not over the sum of **\$69,000.00**.

| | |
|------|-----------------|
| Type | Cold Mix Paving |
|------|-----------------|

| | |
|---------------------------|--------|
| Width of traveled Service | 18 ft |
| Thickness | 2.5" |
| Subbase | Gravel |

Road will be re-graded and paved with 2.5" of type 3 asphalt and fog sealed

(c) On the Olsen Road, commencing at State Highway 29, and extending to the dead end (.48mi)

There shall be expended not over the sum of \$28,000.00

| | |
|---------------------------|-----------------|
| Type | Asphalt Overlay |
| Width of traveled surface | 15 ft |
| Thickness | 2.5" |
| Subbase | Gravel |

Road will be overlaid with 2.5" of type 3 asphalt and fog sealed

All amounts are estimated values. All permanent improvements shall be reimbursable under the Consolidated Highway Improvement Program (CHIPS). Total anticipated 2020 CHIPS allotment including 2019 rollover, CHIPS, and PaveNY funds is approximately \$181,800.00 (80%)

Executed in triplicate, as amended this 12th day of August, 2020

Note: This agreement should be signed in triplicate by a majority of the members of the Town Board and

By the Town Superintendent. One copy must be filed in the Town Clerk's office, one with the Town

Highway Superintendent, and one in the County Highway Superintendent's office.

Copies do not have to be filed in Albany.

2020(cont) August 18,

Motion made by Robert Norris and seconded by Robert Pierce to accept the Highway report and Kathleen Montana was in favor.

Codes Enforcement Officers Report.

Dave Rackmyre was absent but had a written report for the board. He issued \$1,700.00 in permits. He stated that He had another call from a solar company.

Robert Norris made a motion to accept the Codes Enforcement Officers report and Robert Pierce seconded it and Kathleen Montana was in favor.

Dog Control Officers report

Ty Stowell was absent but had a written report for the board members. He stated that he has had an ongoing Issue with dogs located by Crystal Grove Diamond Mines. He is having a meeting with the Department of Agriculture and Markets concerning how to handle the situation. The dogs are within the owners property, within noise ordinance time frame and are licensed and up to date on shots.

He also had a dog bite on Route 29 when an individual got in between 2 dogs playing aggressively. The individual is OK and the dog was up to date on shots.

Robert Norris made a motion to accept the Dog Control Officers Report and Robert Pierce seconded it and Kathleen Montana was in favor.

Bookkeeper Report

Joanne Capek Young was absent and did not have a report.

Town Clerks Report

Town Clerk Brys presented the monthly report for July 2020.

Kathleen Montana made a motion to accept the Town Clerks monthly report and Robert Pierce seconded it and Robert Norris was in favor.

Supervisor

Anyone who does fireworks needs a permit issued by New York State.

The assessed value for the town has gone up so it shows that the assessor is doing his job.

Executive session

Motion made by Robert Norris and seconded by Robert Pierce to have an executive session at 8:00 pm
And Kathleen Montana was in favor.

Motion made by Robert Norris and seconded by Robert Pierce to call the meeting back to order
At 8:20 pm.

Motions

Motion made by Robert Pierce and seconded by Robert Norris not to abandon the .22 miles on the Overswamp Road and also for John Andrek to discontinue maintaining the road.

Adopted

Ayes - 4 Pierce, Norris, Montana, Breh

Absent - Yost

August 18,

2020 (cont)

Approval of Minutes

Motion made Robert Norris and seconded by Robert Pierce to accept the minutes of July 21, 2020

Adopted

Ayes - 4 Norris, Pierce, Montana, Breh

Absent - Yost

Motion made by Kathleen Montana and seconded Robert Norris to authorize payment of the vouchers

Adopted

Ayes - 4 Montana, Norris, Pierce, Breh

Absent - Yost

With no further business on a motion by Councilman Norris and seconded by Councilman Pierce

the meeting was adjourned at 8:30 pm

Respectfully submitted,
Gloria J. Brys, Town Clerk