

**TOWN BOARD
TOWN OF SULLIVAN
REGULAR MEETING
JUNE 20, 2018
9:00 A.M.**

A regular meeting of the Town Board of the Town of Sullivan was convened at the Town Office Building by Supervisor John M. Becker at 9:00 A.M.

Those in attendance for the meeting were: Supervisor John M. Becker; Councilors: Thomas Kopp, John Brzuszkiewicz, Kerry Ranger and Jeffrey Martin; Highway Superintendent Andrew Busa; Attorney for the Town John R. Langey; Comptroller Beth Ellis; and Town Clerk Charlotte A. Ferstler.

Also in attendance: Art Lelio

Pledge to the flag was led by Supervisor Becker.

APPROVAL OF MINUTES OF MEETING

A motion was duly made by Councilor Brzuszkiewicz, seconded by Councilor Martin and unanimously passed by the Board to approve the minutes of the Town Board meeting of June 6, 2018.

**AWARD BID FOR SULLIVAN PARK
TENNIS COURT REPAIR AND REPLACEMENT**

Supervisor Becker asked the Board to accept the low bid proposal of Ruston Paving Company, Inc. in the amount of \$129,750.00 for the necessary repair and replacement of three (3) tennis courts at Sullivan Park. A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz to authorize Supervisor Becker to enter into a Contract with Ruston Paving Company Inc. The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

John E. Brzuszkiewicz	Councilor	Voted	Yes
Thomas J. Kopp Jr.	Councilor	Voted	Yes
Kerry Ranger	Councilor	Voted	No
Jeffrey Martin	Councilor	Voted	Yes
John M. Becker	Supervisor	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

DATED: June 20, 2018

ASSISTANT COMPTROLLER POSITION HIRING

Supervisor Becker informed the Board that Comptroller Ellis is asking for approval to hire Kyle Coon to fill the position of Assistant Comptroller for the Town of Sullivan. A motion was duly made by Councilor Kopp, seconded by Councilor Martin and unanimously passed by the Board to authorize the hiring of Kyle Coon as a full-time employee following a background check and drug test with a 52-week probationary period.

PROPOSED LOCAL LAW E-2018 SETBACK FOR BUSINESS ZONES

Attorney Langey informed the Board that Code Enforcement Officer Costanzo had asked him to look into the current restrictions for existing parcels that are situated in two Zoning Districts. The parcel that is currently in question is located within a Business Zone and an Agricultural Zone. Attorney Langey informed the Board that in order to put a rush on the request made by CEO Costanzo, the Board must first introduce a new Local Law which, if passed, will allow for the possible extension of less restrictive zoning classifications for split zoned parcels an additional 100 feet under appropriate circumstances.

It was the decision of the Town Board that due to the 4th of July falling on the regular scheduled meeting date, they would like to change the meeting date to July 5, 2018 at 9:00 A.M. A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board to change the scheduled Town Board Meeting from Wednesday, July 4, 2018, at 7:00 P.M. to Thursday, July 5, 2018 at 9:00 A.M.

Attorney Langey asked that Town Clerk Ferstler publish the meeting change in the Official Newspaper and post on the Official Sign Board. Attorney Langey will prepare the Local Law for introduction at that meeting.

AUTHORIZING THE LISTING OF TOWN OF SULLIVAN SURPLUS EQUIPMENT THROUGH AUCTIONS INTERNATIONAL

1. Used 1999 Smeal Fire Apparatus Co. Fire Truck (VIN 44KFT4285XWZ18789)

A motion was duly made by Councilor Kopp, seconded by Councilor Ranger and unanimously passed by the Board, to wit:

WHEREAS, the Town of Sullivan owns a used 1999 Smeal Fire Apparatus Co. Fire Truck (VIN 44KFT4285XWZ18789) (the "equipment"), which equipment is utilized by the Town of Sullivan Fire District No. 1; and

WHEREAS, the Town of Sullivan has advised that the equipment is dated and has advanced past its useful life for Town purposes such that it may be disposed; and

WHEREAS, the equipment is excess and surplus equipment and is not needed by the Town of Sullivan; and

WHEREAS, an analysis of the value of the equipment was undertaken by the Town; and

WHEREAS, the Town Board has presently determined that the manner of sale of the equipment which is likely to facilitate the best price for the equipment is by way of listing said equipment with Auctions International (www.auctionsinternational.com), an online auction site, "as is" without warranty, expressed or implied.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Sullivan hereby authorizes the utilization of the online auction site Auctions International (www.auctionsinternational.com) for the disposal of the excess and surplus equipment referenced above as is and without any warranties, express or implied; and it is further

RESOLVED AND DETERMINED that the proceeds of said sale shall be deposited into the appropriate Town of Sullivan Fund, as required by law.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

John E. Brzuszkiewicz	Councilor	Voted	Yes
Thomas J. Kopp Jr.	Councilor	Voted	Yes
Kerry Ranger	Councilor	Voted	Yes
Jeffrey Martin	Councilor	Voted	Yes
John M. Becker	Supervisor	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

DATED: June 20, 2018

BUDGET MODIFICATION FOR JUNE 20, 2018

A motion was duly made by Councilor Martin, seconded by Councilor Ranger, to adopt the following budget modification, to wit:

Transferring 486,390.00 from SM909 Fund Balance to SM3410.2 Fire Equipment. This is to pay Chittenango Fire - Rosenbauer Commander Chassis (\$269,434.00) and Body (\$476,959.00) VIN #54F2BC812HWM11946.

Note on truck:

The total cost of truck is: \$746,390.00

2018 Budgeted Amount: \$260,000.00

Balance: \$486,390.00

John E. Brzuszkiewicz	Councilor	Voted	Yes
Thomas J. Kopp Jr.	Councilor	Voted	Yes
Kerry Ranger	Councilor	Voted	Yes
Jeffrey Martin	Councilor	Voted	Yes
John M. Becker	Supervisor	Voted	Yes

The resolution was thereupon duly accepted.

APPROVAL OF APPLICATIONS FOR MEMBERSHIP IN THE FIRE COMPANIES COMPRISING THE SULLIVAN FIRE DISTRICT

The Board, acting as the Board of Fire Commissioners, received two applications for membership in the Bridgeport Fire Company as follows: Timothy Oleary and James Rasmussen. A motion was duly made by Councilor Brzuszkiewicz, seconded by Councilor Kopp and unanimously passed by the Board, acting as the Board of Fire Commissioners, approving Timothy Oleary and James Rasmussen as members in the Bridgeport Fire Department.

DEPUTY TOWN CLERK APPOINTMENT

A motion was duly made by Councilor Kopp, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board approving the appointment by Town Clerk Ferstler of Kara Stone and Amy Bettinger as Deputy Town Clerks.

OTHER MATTERS BROUGHT BEFORE THE BOARD

1. Update by Supervisor Becker on public water matters for Salt Springs Road. Supervisor Becker stated that he will be having a meeting with the Town of Manlius next week and will keep the Board informed of what, if anything, is proposed.
2. Councilor Ranger updated the Board on the progress being made by the Oneida Nation and the New York State Department of Transportation for the moving of wires and tearing down of buildings in the hamlet of Bridgeport.
3. Art Lelio, resident at 2708 Waterbury Road, asked Supervisor Becker if input on certain matters can be submitted via e-mail and questioned where Public Notices are being posted. Supervisor Becker stated that input may be submitted via e-mail and the public notices are posted in one of the official newspapers and on the official sign board.
4. Attorney Langey spoke to the Board on the possibility of extinguishing three sewer lateral property easements within the Town of Sullivan. Following discussion, Attorney Langey stated that he will complete the necessary paper work.

EXECUTIVE SESSION

A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board to go into executive session for advice of Counsel and to discuss the employment history of a particular person at 9:20 A.M.

A motion was duly made by Councilor Kopp, seconded by Councilor Martin and unanimously passed by the Board to close the executive session at 9:50 A.M.

HIGHWAY DEPARTMENT - TYLER ROAD ISSUE

A motion was duly made by Councilor Ranger, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board to authorize Highway Superintendent Busa to take action on an issue with a right-of-way owned by the Town of Sullivan and located at the end of Tyler Road.

CODES DEPARTMENT - HIRING OF A PART-TIME EMPLOYEE

A motion was duly made by Councilor Ranger, seconded by Councilor Kopp and unanimously passed by the Board authorizing the advertising, in the Official Newspaper, for the hiring of a part-time employee for the Codes Department.

ADJOURNMENT

A motion was duly made by Councilor Kopp, seconded by Councilor Martin and unanimously passed by the Board to adjourn the meeting at 10:02 A.M.

Respectfully Submitted,
Charlotte A. Ferstler, Town Clerk