

Town of Ellisburg
Regular Monthly Meeting Minutes
September 1, 2022

Members of the board present: Doug Shelmidine, Mike Hubbard, Don Goodnough, Joel Bovee, Kurt Gehrke(arrived at 7:05pm)

Member of the board absent:

Others present: Debbie Payne

Public: (per sign in sheet): Terrance McGraw, Lynn Shaw, Frank and Cheri Spallane

Regular Meeting called to order in the meeting room of the Town Hall at 7:00 pm by Supervisor Shelmidine.

Donald Goodnough made a motion to accept the minutes from the previous meeting, Joel Bovee seconded, and all board members present voted in favor –Shelmidine, Goodnough, Hubbard, Bovee, (4-ayes) Gehrke - absent

Supervisor and Town Clerk monthly reports were submitted to the board for review.

Kurt Gehrke arrived at 7:05pm

Floor opened to the public:

Frank Spallane asked the board questions about the new carry/conceal laws.

With no further public comment, floor closed at 7:10 pm.

RESOLUTION #19

WHEREAS, the Town Board for the Town of Ellisburg, New York is the owner in fee of a parcel of vacant real property located on the Sandy Creek in Woodville in the Town of Ellisburg, New York; and

WHEREAS, the subject premises was acquired by the Town of Ellisburg previously and is identified as Tax Parcel No.: 117.14-1-22; and

WHEREAS, the subject premises constitutes unwanted, unneeded real property and is not necessary for any current or anticipated Town use or purpose, and

WHEREAS, the Town Board of the Town of Ellisburg has evaluated the subject property and investigated its potential value; and

WHEREAS, Daryl and Mary Forrester have expressed an interest in purchasing the subject property for \$400.00; and

WHEREAS, the Town Board of the Town of Ellisburg, upon due deliberation, has expressed a desire to sell the subject property "AS IS" to Daryl and Mary Forrester upon certain terms.

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NOW, THEREFORE, BE IT RESOLVED, that subject to permissive referendum, Doug Shelmidine, as Supervisor of the Town of Ellisburg and on behalf of the Town, be and hereby is authorized to sell the subject premises described above and consisting of 1.1 acres to Daryl and Mary Forrester in "AS IS" condition by quit claim deed for \$400.00; and be it

FURTHER RESOLVED that the purchaser shall have the subject property surveyed at his/her expense if needed; and be it

FURTHER RESOLVED THAT THE Town shall provide purchaser with a lien search only (not an abstract) at Buyer's expense; and be it

FURTHER RESOLVED, that the conveyance shall be contingent upon:

1. The purchase price shall in in U.S. Funds payable at closing;
2. The purchaser is responsible for all costs, disbursements and recording charges associated with the conveyance; and
3. No subdivision, or changes in use, of the subject property will be permitted absent compliance with applicable land use regulations, if any; and
4. The Buyer shall pay all attorney fees, costs, disbursements incurred by the Town associated with this matter, not to exceed \$1000.00; and be it

FURTHER RESOLVED, that Doug Shelmidine, as Supervisor of the Town of Ellisburg, is hereby authorized to execute all documents which may be required to effectuate the sale and transfer of all rights, title and interest of the Town of Ellisburg in said property subject to the above.

The foregoing Resolution was offered by Board Member, Kurt Gehrke, and seconded by Board Member, Mike Hubbard, and upon roll call vote of the Board was duly adopted as follows:

Supervisor, Doug Shelmidine – yes
Joel Bovee – yes
Kurt Gehrke – yes
Michael Hubbard – yes
Donald Goodnough – yes

Dated: September 1, 2022

Debra L. Payne, Town Clerk

Kurt Gehrke made a motion to bring the subject of the Village sign board back to the table. Don Goodnough seconded. After further discussion about the Sign Board that the Village of Ellisburg proposed to the Town last month, the Town Board took no action.

The Board reviewed the Tentative Water Budgets and Special Benefit Assessments for 2023. Mike Hubbard made a motion to accept the Tentative budgets and public hearing to be held on October 13, 2022 at 7:10pm on the Preliminary Water Budgets. Joel

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Bovee seconded and all those present voted in favor. Shelmidine, Goodnough, Hubbard, Gehrke, Bovee (5 ayes)

Due to a conflict the regular monthly meeting of the Town Board of the Town of Ellisburg will be held on October 13, 2022.

Supervisor's report:

Doug has checked into the "Restore NY" grant and gave a report on what qualifies for a grant.

Highway Superintendent's report:

Bob Corron has received the last of the CHiPS monies
Gave report of Nohle Road and Route 121 progress
The new hire will be starting soon.

Assessor/Zoning Officer report:

- Cindy reported on the house in Pierrepont Manor that burned out per the unsafe building law. When received, she will forward the report from Mr. Lasell.
- Corner garage in Belleville-egress windows installed, but the occupants do not have a license to operate a garage. The State will be checking into this.
- Cindy is going to small claims next Wednesday with Mr. Barber from Mannsville.

Water District Feasibility Study:

Supervisor Shelmidine gave an update and advised that we cannot proceed without a water source at this time. He further gave information on funding apps, properties in the CEHA area, etc.

Route 289 Watermain:

There are new easements for 2 of the landowners to sign. Submittal has been sent to Department of Transportation for the right of way.

Website:

Board reviewed the preliminary site and discussed various items for the website.

Building Infrastructure:

Joel Bovee advised that the lighting work should begin in the middle of September.

Bob Corron advised of Hyde Stone's recommendation for the heating system.

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Joel Bovee made a motion to enter into executive session (Teamster's Contract), Don Goodnough seconded and all board members present voted in favor. 5-ayes.

Entered into Executive Session at 7:50pm

Returned from Executive Session at 7:57pm. No action taken in executive session.

The board audited and signed the prepared vouchers for:

Abstract No. 2022-9
Voucher # 380-415 \$ 158820.24

With nothing further, Councilman Hubbard made a motion to adjourn at 8:20 pm.
Seconded by Councilman Bovee, all those present voting in favor-Shelmidine, Hubbard,
Goodnough, Bovee, Gehrke (5 ayes)

Respectfully submitted,

Debbie Payne

Debbie Payne, Town Clerk