

**TOWN OF BALDWIN
TOWN BOARD MEETING
SEPTEMBER 14, 2022**

THIS REGULAR MEETING of the Town of Baldwin was held at the Town of Baldwin Town Hall and called to order at approximately 6:00 p.m. by Supervisor Purvis. Those present were Councilwoman Purvis, Councilman Conklin and Councilman Collins. Councilman Smith was absent.

Also present were Faith Marmor, Robin Rosekrans, Paul Tillotson, Anna Pirro, Barb Harding and Lee Haeefe.

PUBLIC COMMENTS

Robins Rosekrans stated that she was talking with the Legislature and asking them what was going on with the funds that the County received for the COVID relief. At that point, they had not released any monies yet. She asked if there were any funds to get the remainder of the whole Town of Baldwin hooked up with internet and was told to have the Town Board let them know what was in the works for the money we received from the State and then try to get estimates of the costs of running services for the rest of the town. If we can get him that information, then he can present it. Lee Haeefe spoke and commented that basically it is things over on a specific side of town. There was a brief discussion and a map given from Mr. Haeefe as to internet services that are going to be added with the Town of Baldwin COVID relief funds and internet services that are still needed and not being provided through the current COVID relief funds. A list of homes in the town that would still need to be hooked up with internet would need to be provided to Mr. Haeefe and then an estimate could be provided. As to starting the process of using the COVID relief funds for homes on the current list, pole permits would be the first thing that needs to be completed and this takes a while. Haeefe would bill the town as they went along. A Motion was made in the form of a **Resolution No. 26 (R9-2022)** to approve Haeefe beginning the process of the internet project for current homes on the estimate list provided from Haeefe by Supervisor Purvis, seconded by Councilman Conklin, All Ayes.

COUNTY LEGISLATURE

The County Legislature was not in attendance and no report was given.

MINUTES

A Motion was made to accept the August 10, 2022 Town Board Meeting Minutes by Councilman Conklin, seconded by Councilman Collins, All Ayes.

SUPERVISOR

The Planning Board had a Meeting on September 8, 2022 and the Minutes were given to the Board.

These Minutes are attached as part of the September 14, 2022 Town Board Meeting Minutes.

We received a notification from NYSEG regarding electric and gas delivery fees increasing.

The Municipal Shelter Inspection Report for the Dog Shelter was received and the inspection was passed.

Chemung County Stormwater Coalition amount is increasing for 2023 to \$3,750.00, used to be \$506.00.

Supervisor Purvis, Attorney Hourihan and Spectrum have a phone conference September 16, 2022 as to a Franchise Agreement with Spectrum.

NYS passed an amendment to the Public Health Law for smoke free parks, now including e-cigarettes and non-combustible tobacco along with the original combustible and cannabis, being all prohibited on municipal properties to be totally smoke and vape free, e-cigarette and non-combustible tobacco free.

The Windstream bill was quite significant and we are supposed to get some sort of statement itemizing why it is \$635.00 when it used to be only \$70.00.

TOWN CLERK

The Town Clerk is requesting a 10% increase in salary for 2023.

There is a problem with the Town Hall front door and keys not working. Faith Marmor will contact a locksmith to resolve.

There are two free Rabies Clinics in Chemung County for the month of September, 9/24/22 and 9/29/22, one at the Erin Town Hall and one at Chapel Park. This information has been posted on the town's website.

Faith Marmor contacted Windstream and cancelled all services. We will be credited for any payment after 8/02/2022. We will be receiving a letter from Windstream and 45 days after we receive that letter we must call to receive any credit due.

HIGHWAY

The Highway Department fixed a water spot on McDowell Road, dug it out and put some stone and pipe in. This is a stone and oil road and it will be left dirt in that section for this year through the wintertime to make sure the soft spot does not come back and then they will recoat it next year.

They installed pipes on Hugg Road to prep for stone and oil next year, two 24" and one 18" cross pipes.

They have been doing more heavy ditching on Lockwood Run.

There was talk about stone and oiling this side of Norway again this year, but Vestal could not get to us as they are still waiting on a couple towns and we would be last in line. The weather is changing and it is becoming a little late in the year, so this will not be done until next year and the town is liable for payment to have this road stone and oiled.

PUBLIC WELFARE AND SAFETY COMMITTEE

Community Days will be held October 15, 2022. This information will be placed on the town's website and it is currently on the Facebook page.

HELP YOUR NEIGHBOR COMMITTEE

Nothing to report at this time.

CODE ENFORCEMENT

No report was given. Councilman Collins stated that he reached out to the Code Enforcement Officer again as to the condition of the blue house on Breesport N. Chemung Road and a rat situation. It seems to be falling on deaf ears between the Board and Codes. He reached out to Brian Hyland to see if we had some leverage with the County Health Department or the State Health Department to get them involved. Martin Jerzak just seems like he does not want to address it, the windows are still open in the house, they are mowing the grass, but we have to address having rats running across the road. Supervisor Purvis will contact Martin Jerzak regarding this issue. Councilman Collins is waiting for call backs from the State and County as to if we have any kind of leverage.

ANIMAL CONTROL

No report was given.

ASSESSOR

No report was given.

TOWN OF BALDWIN
INCOME AND EXPENITURES
AUGUST 2022

INCOME:

GENERAL FUND	\$ 61,219.34
HIGHWAY FUND	\$ <u> .03</u>
TOTAL	\$ <u>61,219.37</u>

EXPENDITURES:

GENERAL FUND	\$ 10,414.62
HIGHWAY FUND	\$ 18,344.98
TRUST AND AGENCY	\$ <u>1,026.95</u>
TOTAL	\$ <u>29,786.55</u>

TOWN CLERK'S MONTHLY REPORT

TOWN OF BALDWIN, NEW YORK

AUGUST, 2022

TO THE SUPERVISOR:

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Pursuant to Section 27, Subd 1 of the Town Law, I hereby make the following statement of all fees and moneys received by me in connection with my office during the month stated above, excepting only such fees and moneys the application and payment of which are otherwise provided for by Law:

A1255	<u>1</u>	MARRIAGE LICENSES	NO. 00492 TO 00492	<u>17.50</u>	
		TOTAL TOWN CLERK FEES			17.50
A2544	<u>4</u>	DOG LICENSES		<u>44.00</u>	
		TOTAL A2544			44.00
A2770	<u>1</u>	MISCELLANEOUS REVENUE		<u>150.00</u>	
		TOTAL A2770			150.00

\$ 211.50



SHERIFF OF CHEMUNG COUNTY

203 William Street
P.O. Box 588
Elmira, New York 14902-0588
Administrative Office: (607) 737-2987 Fax: (607) 737-2930



WILLIAM A. SCHROM
Sheriff

DOUGLAS W. HOUPER
Undersheriff

BALDWIN TOWN RESIDENTIAL STATISTICS

Date: August 2022

Category	Number
Blotters Assigned	20
Cases Generated	2
Uniform Traffic Tickets	7
Parking Tickets	0
Traffic Stops	0
Traffic Accidents handled	1
Code Enforcement Violations	0
Felony Arrests	0
Misdemeanor Arrests	0
DWI Arrests	0
Violation Arrests	0
Assist Agency Calls (Code Enforcements, NYSP, Encon, etc)	0
Special Events	0

Submitted by: Simona Bermingham, CCSO Records Clerk

OLD BUSINESS

There is no old business at this time.

NEW BUSINESS

2023 BUDGET DISCUSSIONS - Barb Harding stated that there is a slight increase for the 2023 Budget. HW is asking for a 15% increase across the board, \$2.00 raise for the guys. Fifteen percent for just the personnel account is a \$13,726.65 increase and a \$26,167.95 increase for HW contractual except for Chips and disaster contractual, with a total increase of \$39,894.60. The \$26,000.00 in the Budget he is figuring for Norway. He is asking for a \$5,000.00 increase for himself. Barb Harding looked over General and realizes there are a few increases. Her concern is the HW Fund as NYS only allows a 2% increase. There are some accounts that we are not probably going to spend it all. She does not know where the 15% HW increase will put us as far as to where she has to be capped at. There was discussion regarding fuel and pre-buying fuel, possibly looking into purchasing a tank and/or leasing a tank as this may be more feasible. Paul Tillotson will look into this issue. We are looking at approximately \$200,000.00 in Chips for 2023. Barb Harding asked if there were going to be any large purchases next year that she needs to know about. Paul Tillotson stated that the backhoe is done the first of the year and the town should really start thinking about upgrading of a truck.

IMPLEMENTING OF A TOWN LAW RE: ACCESSING OF ALL ROADS TO ATVS/UTVS - Councilman Collins asked the Town Board to consider a Town Law allowing ATVs and UTVs access to town roads. He stated that 95% of towns between Steuben and Allegany are ATV legal roads, along with PA but he cannot count Pennsylvania. He handed out a couple Local Laws, one from the Village of Andover and one from the Town of Friendship. He had an opportunity to go to Tall Pines for a weekend and he got to see first hand how this works and how Law Enforcement reacts to it. Most of the laws run under what NYS already has as Vehicle & Traffic Law 48C for all terrain vehicles and Vehicle & Traffic Law 48A for limited use vehicles (golf carts, anything that can exceed 15 mph but cannot exceed 40 mph). Most of these laws are really governed to protect property owners, there are speed restrictions, helmet restrictions etc. They are all a little bit different and vehicles have to be registered and insured. He would like to get the word out to towns and see what kind of input people have, he knows there will be concerns and questions. Some of the laws have stipulations regarding wreckless driving. He asked everyone to spread the word to receive input on this matter. This is not a push to a law but to open it up to a maybe. We would have a little money invested, road signs would have to be put up as to speed limits and they would have to be on both ends of the road so that ATVs know the speed limit and as to what cars might encounter. This would not include the County roads as they are not ours, you would be able to cross a County road as long as you did it within the law that covers how to cross a road. *This matter was tabled to the October 2022 Town Board Meeting.*

PAYMENT OF BILLS - A Motion was made to pay the bills by Councilwoman Purvis, seconded by Councilman Conklin, All Ayes.

EXECUTIVE SESSION

The Board did not go into Executive Session.

ADJOURNMENT

A Motion was made to adjourn the meeting by Councilman Collins, seconded by Councilman Conklin, All Ayes.

THE NEXT MONTHLY BOARD MEETING WILL BE HELD AT THE TOWN OF BALDWIN TOWN HALL ON OCTOBER 5, 2022 BEGINNING AT 6:00 P.M.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Faith B. Marmor", written over a horizontal line.

Faith B. Marmor, Town Clerk

TOWN OF BALDWIN PLANNING BOARD

MEETING

September 8, 2022

MINUTES

The Planning Board meeting was called to order by Chm. Ashur Terwilliger at 7:30 p.m. Present were Mike Ewanyk, Sherry Collins and guest Robert Kimball.

Mr. Kimball needed information on how to obtain clearance from the County Health Department concerning an improved lot at 1670 Hogback Road. The lot size is 1.2 acres, and has a septic system approved in 1979 and an updated second septic system installed in 1996. There is also 200 amp electric service. Mr. Kimball wants to install a mobile home on this site. Since the lot is undersized, he would need a variance granted.

Mr. Kimball was advised to have the well water tested, and both septic systems inspected and approved, before a public hearing would be held concerning the variance.

The meeting was adjourned at 8:30 p.m.

Respectfully submitted,

Sherry Collins
Planning Board Secretary