

**TOWN OF BALDWIN
TOWN BOARD MEETING
FEBRUARY 8, 2023**

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 Collins and Councilman Smith. Councilman Conklin was absent.

Also present were Paul Tillotson, Anna Pirro, Marty Jerzak, Robin Rosekrans, Joe Donovan, Doug Grantier and Bob Wilkins. Faith Marmor was absent.

PUBLIC COMMENTS

Martin Jerzak spoke regarding the Norway Road matter. Paul Steiner called him and talked to him about this. He has been to the property several times, before and after the fire. He told Paul Steiner that he cannot go on their property, he has to be invited, he just cannot walk on someone's property. He then told Mr. Steiner that if they get a fire, anything to get back on the property, to call him and once they are on the scene then he can come on the property. He will be going on the property Friday with Adult Protective Service. This is the second time he has been over there with them. The inside of the home is decent but the outside is a mess. The problem is that the older gentleman that lives there, Walt, if he writes any violations it is going to him. His son is bringing the stuff in, or the cousin etc., and it is not Walt's problem. This means that it is going to be him, Walt, that goes to Court. So now, people say that is okay, but then Mr. Jerzak took an image of this from 2018 and it has been this way ever since 2018. Since he has been here with the Town of Baldwin, four years now, this is the first time someone has brought this to his attention. Supervisor Purvis is pretty good with him that if someone has a problem or complaint he can go talk to them. This is the first he has heard about it. There is something that is called "Spot Enforcement". He just cannot pick one person and write them up. He has to do everybody. Once he takes one to Court, I have to take others to Court. He was told that they were going to stop dumping on the property and start cleaning it up. An individual/neighbor showed photos of the day after Mr. Jerzak was on the property. He stated that they would like Mr. Jerzak to abide by the Town Code Laws and start enforcing them. If they have too, they will get a lawyer, something has to be done. After Marty Jerzak talks with and meets with Adult Protective Services, he wants to reach out to OFPC in Albany and he wants to take tons of photos and send in to OFPC and ask for some guidance, because the whole property is a fire hazard there is no reason why he cannot condemn the trailer and get him out of there. If anything catches on fire in there it will spread from pile to pile to pile. The neighbor mentioned that even after the fire, he has never attempted to pick anything up, and it seems to him that is a hazard sitting there. Councilman Collins stated that he believed the 16th of next month is when the burn ban goes into effect and anytime he has something burning just call as they will write tickets for that. The neighbor talked to DEC and their own concern is garbage and burning wire or tires, regular fires is nothing to them. Councilman Collins stated that once the burn ban comes into effect, all that is done, all of it. Martin Jerzak stated he would go there Friday and see if they are making any progress, see if he

can talk to the son again. He stated that the town laws need to change to give the town the permission to go in to places like this and abate it and then when that is done that money/bill will be put on his tax bill. The neighbor agreed that the laws do need to change as if anybody should be allowed on a property, it should be the Code Officer. Supervisor Purvis asked if it is the person doing the burning that gets the ticket during a burn ban, to which Councilman Collins stated probably whoever is there or whoever the property owner is. Supervisor Purvis stated that if they have a fire of any kind after the burn ban goes into effect, to call 911. Mr. Jerzak stated that this is not the only property that the town has problems with and when he goes there on Friday, he will probably hit the whole road. He is meeting with the attorney next Thursday and he says that these small towns, after you write them up, if they do not appear to Court and they go to Court and nothing is done, you can still clean it up. He is going to find out all that information and bring it to this town.

Councilman Smith asked if there were any updates on the blue house, to which Martin Jerzak stated yes and they will tackle that in the next month or two, very soon.

MINUTES

A Motion was made to accept the January 11, 2023 Organizational Meeting Minutes by Councilwoman Purvis, seconded by Councilman Collins, All Ayes.

A Motion was made to accept the January 11, 2023 Town Board Meeting Minutes by Councilman Collins, seconded by Councilman Smith, All Ayes.

SUPERVISOR

The Chemung County Soil and Water Conservation District for the stream equipment program went up from \$800.00 to \$1,000.00. This is in the bills.

On February 22nd Nicole Watts is having a meeting for the County Water Quality. If anyone wants to attend that, it is on 2/22/23 and details can be checked out online.

We received a notice from the State where they want people to register comments with any type of billing or customer service, meter reading etc. with NYSEG, they are looking for any public input because they are looking into whether they are being treated fairly by NYSEG. This should be on our website for those interested in contacting the State of New York, Department of Public Service.

Chemung County Compost Facility is broke down, they do not really have a date of when it is going to be open. Apparently someone had a hunk of metal in with the brush. The first estimate was \$72,000.00 but then they got a quote for \$27,000.00 to fix it.

TOWN CLERK

Supervisor Purvis read the Town Clerk's report for January 2023 per her request which is attached to these Minutes.

HIGHWAY

There were several little storms that the Highway Department had to go out and put plow and sand. They filled pot holes around the town, one time here so far. They have been hauling in some more sand from Austin, some 1st stones to mix in with the sand. They cut some trees off of Porter Hill Road next to the road, ash trees. They had to change out the front bearing hubs on the 1 Ton.

PUBLIC WELFARE AND SAFETY COMMITTEE

Nothing to report at this time.

HELP YOUR NEIGHBOR COMMITTEE

Nothing to report at this time.

ANIMAL CONTROL

No report was given.

ASSESSOR

No report was given.

SHERIFF

No report was given.

TOWN OF BALDWIN
INCOME AND EXPENITURES
JANUARY 2023

INCOME:

GENERAL FUND	\$ 15,379.95
HIGHWAY FUND	\$ <u>2.60</u>
TOTAL	<u>\$ 15,382.55</u>

EXPENDITURES:

GENERAL FUND	\$ 39,959.09
HIGHWAY FUND	\$ 23,493.41
TRUST AND AGENCY	\$ <u>1,135.88</u>
TOTAL	<u>\$ 64,588.38</u>

TOWN CLERK'S MONTHLY REPORT

TOWN OF BALDWIN, NEW YORK

JANUARY, 2023

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:

A2544			
	<u>13</u>	DOG LICENSES	<u>157.00</u>
		TOTAL A2544	157.00

A2555			
	<u>1</u>	BUILDING PERMITS	<u>40.00</u>
		TOTAL A2555	40.00

\$197.00

TOWN OF BALDWIN
CODE ENFORCEMENT OFFICE
622 BRESSPORT, N CHEMUNG RD.
LOWMAN, N.Y. 14861
MONTHLY REPORT FOR JANUARY 2023

PERMITS ISSUED: 1

PERMITS DENIED: 0

FEES RECEIVED: 60.00

COMPLAINTS: 1

FOLLOW UP ON COMPLAINTS : 3

WARNING VIOLATIONS ISSUED: 0
TICKETS ISSUED: 0

CERTIFICATION OF OCCUPANCY / COMPLETION :

INSPECTIONS : 0

911 ADDRESSES ISSUED : 1

CODE ENFORCEMENT OFFICER
Martin Jerzak

**NOTE : Work many hours with Soil & Water and Palmer homes and Surveyors to get
base flood plain elevation**

**Also meet with troopers and Adult Protective services for Norway rd and
meeting again on Febuary 10**

OLD BUSINESS

IMPLEMENTING OF A TOWN LAW RE: ACCESSING OF TOWN ROADS TO ATVS/UTVS - The lawyer has not gotten back to the Supervisor on this yet.

NEW BUSINESS

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

ADJOURNMENT

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

THE NEXT MONTHLY BOARD MEETING WILL BE HELD AT THE TOWN OF BALDWIN TOWN HALL ON MARCH 8, 2023 BEGINNING AT 6:00 P.M.

Respectfully Submitted,


Faith B. Marmor, Town Clerk