

Town of Manheim Regular Board Meeting November 14, 2022 @ 7:00pm

MEMBERS PRESENT

Supervisor Haughton
Councilman Doerrer
Councilman Jaikin
Councilman Snell

OTHERS PRESENT

Lloyd Hall
Raymond Smith

MEMBERS ABSENT

Councilwoman Gressler

Supervisor Haughton called the Meeting to order at 7:20 pm, roll call was taken and the pledge of allegiance recited.

A Motion was made by Councilman Jaikin and was seconded by Councilman Doerrer to approve the minutes of the October 10, 2022 board meeting. Ayes All

A Motion was made by Councilman Doerrer and seconded by Councilman Snell to approve the minutes of the October 10, 2022 Public Hearing on the 2023 Budget. Ayes All

A Motion was made by Councilman Doerrer and was seconded by Councilman Jaikin to approve Abstract #11 of 2022 as audited. Ayes All

A Motion was made by Councilman Snell and was seconded by Councilman Doerrer to approve Payroll #21 & #22 of 2022 as audited. Ayes All

A Motion was made by Councilman Jaikin and seconded by Councilman Doerrer to approve the Supervisors Report for September 2022. Ayes All

A Motion was made by Councilman Snell and was seconded by Councilman Jaikin to approve the Clerk report for October 2022. Ayes All

Superintendent's Report

Lloyd Hall, Superintendent of Highways gave the Board Members a detailed report, which is on file in the Town Clerk's Office. Additional information that was not included in the report is as follows:

- The Volvo needs clutch break and will be down for a while so it will be fixed in the Spring.
- Lloyd has talked with Councilman Snell and Supervisor Haughton about putting a set of sprockets in so the chain will last a little longer and not rust. The guys completed that today.
- Lloyd Hall has purchased re-capped tires for the Volvo. The State contract was \$666.00 per tire and he went through Tallman Tire and they were \$380.00 per tire.
- The guys put all new LED light bulbs in the garage and what a huge difference that makes.
- They highway guys have been taking back the scrap metal from the Transfer Station and received \$3,523.00 in scrap metal.

Supervisor Haughton- The welder at the Highway Garage is starting to go, so the Town is going to have to make an investment in it soon.

Old Business

The following Bond and Resolution were passed at the Board Meeting

BOND RESOLUTION NO. 1 OF 2022

BOND RESOLUTION DATED NOVEMBER 14, 2022 OF THE TOWN OF MANHEIM, NEW YORK, AUTHORIZING THE ISSUANCE OF \$500,000 SERIAL BONDS TO FINANCE THE PURCHASE OF VARIOUS MACHINERY, EQUIPMENT AND APPARATUS FOR CONSTRUCTION AND MAINTENANCE

Introduced by Councilor Peter Jaikin, who moved its adoption, seconded by Councilor Frederick Doerrer.

BE IT RESOLVED by the Town Board of the Town of Manheim, Herkimer County, New York as follows:

Section 1. The Town of Manheim, New York (the "Town") is hereby authorized to undertake the various capital projects described below (each, a "Project") at an aggregate estimated maximum cost not to exceed \$500,000, the estimated maximum cost of each Project being as follows:

- a. Machinery and Apparatus for Construction and Maintenance Costing \$30,000 or more – Volvo Loader. The purchase of machinery and apparatus to be used for constructing, reconstructing, repairing, maintaining or removing the snow and ice from any physical public betterment or improvement, the cost of which is \$30,000 or over, including a Volvo Loader and related apparatus to be attached thereto, at an aggregate estimated maximum cost not to exceed \$256,000;
- b. Machinery and Apparatus for Construction and Maintenance Costing \$30,000 or more – John Deere Cab Tractor with Boom Mower. The purchase of machinery and apparatus to be used for constructing, reconstructing, repairing, maintaining or removing the snow and ice from any physical public betterment or improvement, the cost of which is \$30,000 or over, including a John Deere Cab Tractor with Boom Mower and related apparatus to be attached thereto, at an aggregate estimated maximum cost not to exceed \$206,500;

- c. Equipment, Machinery, Apparatus or Furnishings – Lamar Deck Over Trailer. The acquisition of original equipment, machinery, apparatus or furnishings for any physical public betterment or improvement or required for the purposes for which the physical public better or improvement is used, including a Lamar Deck Over Trailer and related apparatus to be attached thereto, at an aggregate estimated maximum cost not to exceed \$13,500;
- d. Equipment, Machinery, Apparatus or Furnishings – Generac Generator with Automatic Transfer Switch. The acquisition of original equipment, machinery, apparatus or furnishings for any physical public betterment or improvement or required for the purposes for which the physical public better or improvement is used, including a Generac Generator with Automatic Transfer Switch and related apparatus to be attached thereto, at an aggregate estimated maximum cost not to exceed \$12,000; and
- e. Machinery and Apparatus for Construction and Maintenance Costing \$15,000 or less – Ferris Zero Turn Mower. The purchase of machinery and apparatus to be used for constructing, reconstructing, repairing, maintaining or removing the snow and ice from any physical public betterment or improvement, the cost of which is \$30,000 or over, including a Ferris Zero Turn Mower and related apparatus to be attached thereto, at an aggregate estimated maximum cost not to exceed \$12,000.

Section 2. The plan for the financing such estimated maximum cost shall be by the issuance of \$500,000 in serial bonds (the "Bonds") of the Town, which are hereby authorized to be issued pursuant to this resolution and the provisions of the Local Finance Law.

Section 3. It is hereby determined that the periods of probable usefulness of the aforesaid specific objects or purposes pursuant to paragraph (a) of Section 11.00 of the Local Finance Law are as follows:

	Period of Probable Usefulness (Years)	Local Finance Law Section 11.00(a) Paragraph
Section 1 Subparagraph:		
a. Machinery and Apparatus for Construction and Maintenance Costing \$30,000 or more – Volvo Loader	15	28
b. Machinery and Apparatus for Construction and Maintenance Costing \$30,000 or more – John Deere Cab Tractor with Boom Mower	15	28
c. Equipment, Machinery, Apparatus or Furnishings – Lamar Deck Over Trailer	5	32
d. Equipment, Machinery, Apparatus or Furnishings – Generac Generator with Automatic Transfer Switch	5	32
e. Machinery and Apparatus for Construction and Maintenance Costing \$15,000 or less – Ferris Zero Turn Mower	5	28

Section 4. The maturity of the Bonds authorized by this resolution shall not be in excess of five years measured from the date of the Bonds or the date of the first bond anticipation note in anticipation of the sale of the Bonds, whichever date is earlier.

Section 5. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 6. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 7. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town without legal or constitutional limitation as to rate or amount. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00 inclusive of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to sell and deliver the Bonds and any bond anticipation notes providing for substantially level or declining annual debt service, is hereby delegated to the Town Supervisor, the chief fiscal officer of the Town.

Section 9. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the Town's General Fund. It is intended that the Town shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the Town's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Regulation Section 1.150-2.

Section 10. The serial bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the Town Supervisor, the chief fiscal officer of the Town, with the serial bonds and bond anticipation notes authorized by other bond resolutions adopted by the Town Board for purposes of sale in one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolution. All matters relating to the sale of the Bonds, including the date of the Bonds, the use of electronic bidding, the consolidation of the Bonds and bond anticipation notes with other issues of the Town, and the serial maturity of the Bonds, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town.

Section 11. The validity of the Bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

which is \$15,000 or less, including a Ferris Zero Turn Mower and related apparatus to be attached thereto. Type II action under 6 NYCRR 617.5(c)(31).

New Business:

Sales Tax:

Received \$83,770.83

Owed General \$8,845.87

Balance \$74,934.96 (Balance put into Capitol to pay the 12.5% FEMA Obligation on Bond)

The Following Transfer Station Resolution was made and passed as follows:

Town of Manheim
Town Board
RESOLUTION NO. 27 of 2022
Dated: November 14, 2022

RESOLUTION THAT THE TOWN OF MANHEIM AMEND THE TRANSFER STATION FEES

MOTION made by Peter Jaikin, seconded by Fred Doerrerr

WHEREAS, the Town of Manheim has reviewed the existing fee schedule for the Transfer Station from January 1, 2019; and

WHEREAS, the Town of Manheim Town Board have reviewed the cost of the disposal fees for the Transfer Station and note the cost increase in said disposal fees; and

WHEREAS, the Town of Manheim Town Board has determined it is in the best interest of the Town to increase the Transfer Station fees to the following:

2-year sticker fee \$10.00

Tire Disposal:

Car Tires, 16" and under \$5.00per tire without rim

Larger truck tires \$35.00 each

ANY TIRE WITH RIM WILL BE AN EXTRA \$2.00

Refrigerator \$40.00 each

Other appliances \$5.00 each

NOW Therefore, Be It Resolved, that the Town of Manheim Town Board approves and adopts the changes to the fee schedule change of the Transfer Station.

Roll Call Vote:

John Haughton, Supervisor Aye X Nay

Frederick Doerrerr, Councilman Aye X Nay

Marie Gressler, Councilwoman Aye Nay Absent X

Peter Jaikin, Councilman Aye X Nay

Kevin Snell, Councilman Aye X Nay

IN WITNESS WHEREOF, I have affixed my name as clerk on the 14th Day of November 2022.

Carrie Rockwell, Town Clerk

PUBLIC HEARING scheduled for November 28, 2022 with regard to the Local Law 2 of 2022 Amending the Code of the Town of Manheim, Repealing and Replacing Flood Damage Prevention Local Law 1 of 1987.

Councilman Snell just wanted to say that he is surprised that we are not purchasing a chipper/shredder instead of the mower.

Correspondence:

Public Comment Period

Motion to adjourn was made by Councilman Doerrerr and seconded by Councilman Jaikin at 8:18 p.m. Ayes All

Respectfully Submitted,

Carrie Rockwell
Town Clerk