

A Regular meeting of the Town Board of the Town of Brookfield, County of Madison, State of New York was held at the Town Hall, 10535 Main St, Brookfield, NY on March 11, 2013.

PRESENT: Supervisor John Salka
Councilman Clinton Abrams
Councilman Dewitt Head ABSENT
Councilman Joseph Walker
Councilman Jefferson Mayne
Town Clerk Sherry Kabana
Highway Supt. Robert Piersma

OTHERS PRESENT: approximately 15 guests.

Supervisor Salka, called the meeting to order at 7:00 pm with the Pledge to the Flag.

RESOLUTION

APPROVAL OF MINUTES

On a motion by Abrams, seconded by Walker, the following resolution was

ADOPTED by ROLL CALL VOTE

AYES (4) Abrams, Walker, Mayne, Salka
NAYS (0)

Resolved that acceptance of the minutes of February 11, 2013 be waived at this time as they have not been made available to the Board.

REPORTS OF TOWN OFFICIALS

Town Clerk

- Town Clerk Kabana presented the Town Clerk monthly report for February with total disbursement of \$350.00.
- Town Clerk/Tax Collector Kabana reported on tax collection to date. The Town's share of the roll (including sales tax) has been collected.

Supervisor

- Supervisor Salka presented the monthly report on the Town's finances for the month of February, 2013.
- Supervisor Salka gave an update on the EPA Smart Growth meetings.
- Supervisor Salka reported that he has received letters from concerned citizens asking for a 5 year ban on gas drilling in the Town. He announced that a Town Hall meeting is scheduled for March 30, 2013 at 9:30 am at the Town Hall (upstairs) to hold open forum discussion regarding this and other citizen concerns.
- Supervisor Salka gave an update on County business including concerns over incomplete resolutions on the County website and a County resolution regarding the SAFE act.
- Supervisor Salka reported that the new website is up and functioning as of 03/10/2013.

Highway Superintendent

- Superintendent Piersma reported on the following:
 - Currently having issues with 5 Highway trucks. (1999 International, 2001 Paystar, 2004 International, 2000 International and 1985 OshKosh) The Board agreed to allow the Highway Superintendent to advertise for sale of surplus equipment.
 - Visits were made to Cazenovia to get information on their Highway equipment rollover program. The Board agreed to move ahead with further research and gather information on establishing a similar equipment rollover program. Supervisor Salka reported that the funds from the CAP program, (approximately \$16,000), can now be utilized as our commitment has been met.

The following bids were received for fuel:

From: Jerry Fuller Paul Oil Company PO Box 156 Hamilton, NY 13346 315-824-1970	#2 Heating Fuel Furnace Contract: Regular Gasoline Ultra Low-Sulphur Diesel **Price reflects winter blend when required**	3.320 per gallon .203 firm differential 3.523 per gallon \$275.00 per furnace 3.156 per gallon .197 firm differential 3.353 per gallon 3.471 per gallon .172 firm differential 3.643 per gallon
From: Broedel Energy LLC Jason Broedel PO Box 761 Hubbardsville, NY 13355 315-691-2323	#2 Heating Fuel Furnace Contract Regular Gasoline Ultra Low-Sulphur Diesel	3.2167 per gallon .199 firm differential 3.4157 per gallon \$179.95 per furnace 2.992 per gallon .195 firm differential 3.187 per gallon 3.22 per gallon .1649 firm differential 3.3849 per gallon

From: Buell Fuels LLC 19 Earl Manor Deansboro, NY 13328 Mike Buell 315-841-3000	#2 Heating Fuel	3.4586 per gallon - .0172 firm differential 3.4414 per gallon
	Furnace Contract	\$250 flat fee per contract Per furnace
	Regular Gasoline	3.0662 per gallon .0495 firm differential 3.1157 per gallon
	Ultra Low-Sulphur Diesel	3.4586 per gallon - .0175 firm differential 3.4411 per gallon
Propane	Fluctuating (rack price +) Fixed	1.5480 per gallon 1.6380 per gallon

RESOLUTION

ACCEPT BIDS FOR FUEL OIL, DIESEL AND REGULAR UNLEADED GASOLINE

WHEREAS, pursuant to Section 103 of the General Municipal Law of the State of New York, the Highway Superintendent is authorized to advertise for sealed bids on fuel oil, diesel fuel and regular unleaded gasoline, and

WHEREAS, said advertisement stated that sealed bids would be received at the office of the Town Clerk until 2:00 pm March 9, 2013,

NOW THEREFORE, BE IT RESOLVED, the Town Board hereby accepts bids for fuel oil, diesel fuel and furnace contract with the contract awarded to Broedel Energy, and

BE IT FURTHER RESOLVED, the Town Board hereby accepts bids for regular unleaded gasoline and propane with the contract awarded to Buell Fuels LLC.

Motion by: Abrams

Second by: Mayne

Vote of Board: AYES (4) Abrams, Walker, Mayne, Salka
NAYS (0)

**RESOLUTION
AUDIT OF CLAIMS**

On a motion by Abrams, seconded by Walker, the following resolution was

ADOPTED by ROLL CALL VOTE

AYES (4) Abrams, Walker, Mayne, Salka
NAYS (0)

Resolved that the Supervisor's bills be paid on Abstract # 3 in the following amounts:

General Fund	No. #49 – #68	\$13,138.79
Highway Fund	No. #38 – #61	\$51,724.03
Paid Prior to Audit		\$ 4,712.68

**RESOLUTION
SCHEDULING PUBLIC HEARING**

On a motion by Mayne, seconded by Abrams, the following resolution was

ADOPTED by ROLL CALL VOTE

AYES (4) Abrams, Walker, Mayne, Salka
NAYS (0)

WHEREAS, Town Highway Superintendent Robert Piersma reports that Ritz Road, which runs from Fitch Road to a dead end, has not been opened and worked for at least the last six years; and

WHEREAS, New York State Highway Law Section 205 allows a Town Highway Superintendent to file, with consent of a majority of the Town Board, a certificate with the Town Clerk abandoning and discontinuing a road that has not been opened and worked for at least six years; and

WHEREAS, the Town Board desires to hold a public hearing prior to filing a certificate of abandonment of Ritz Road;

NOW THEREFORE BE IT RESOLVED that the Town Clerk publish notice of a public hearing on the abandonment of Ritz Road in the official newspaper and that said public hearing be held on Monday, April 8, 2013 at 7:30pm at the North Brookfield Fire House, North Brookfield, NY 13418. The Town Clerk is also directed to mail copies of said legal notice to identified landowners on Ritz Road, by first class mail, at least 10 days prior to said public hearing.

**RESOLUTION
AUTHORIZING PURCHASE OF LAND**

On a motion by Abrams, seconded by Walker, the following resolution was

ADOPTED by ROLL CALL VOTE

AYES (4) Abrams, Walker, Mayne, Salka
NAYS (0)

The Town Board authorizes the Supervisor of the Town of Brookfield to execute such documents as are necessary to purchase the property formerly used as St. Mary's Church in North Brookfield and identified as tax parcel #141.18-1-4 for the sum of \$12 plus legal fees, recording costs and surveyor expenses, subject to Restrictive Covenants, and contingent upon all other contingencies considered necessary by the Attorney for the Town. This resolution shall be subject to permissive referendum, as required by Article 7 of the Town Law of the State of New York.

Public Comment period was held.

With no further business to come before the Board, on a motion by Abrams and seconded by Walker, the meeting was adjourned at 9:05 pm. Carried unanimously.