

June 7th, 2011

The Special Town Board meeting of the Town of Stony Creek was held on June 7th, 2011

Supervisor Thomas called the meeting to order at 6:31 PM with members present:

Councilman Stanley Ross

Councilman William Liebl

Councilman Harry Paul Gill

Attorney James Cooper

Absent: Councilman Dale Aldrich

The purpose of the meeting is to discuss the events of May 28th, 2011 with the rain and washouts. He first would like to thank Supt. Bradley and the Highway Crew, they did and are doing an excellent job getting the roads open and taking care of things. They have done and still are doing a good job.

For the Boards information he did declare a State of Emergency on the 28th of May at 6:00 PM and kept it in effect until June 2nd at 6:00 PM we had a lot of minor washouts except for four major town roads Tucker Road, in by Bit N Bridle Ranch, good part of VanAuken, quite a lot of East States Road and Wolf Pond Road. Again he would like to just compliment Supt. Bradley and the crew as of Monday evening three of the roads were open and passable they did a great job.

6:32 PM Councilman Aldrich attended the meeting.

Supervisor Thomas stated he called the Insurance Co. about the town park and an insurance adjuster was there today, he took pictures of the back stop, fences, a hibachi tipped over, the storage building got push over to the fence that got tore down, the wood chips got washed away, the insurance adjuster said he would come up with an estimate and get back to us. He assumes he will receive funds from that.

This afternoon he met with Congressman Gibson along with Warrensburg Supervisor Kevin Geraghty, Luzerne Supervisor Gene Merlino and Thurman Supervisor Evelyn Wood. There was a lot of talk about FEMA money. Supervisor Thomas stated he hopes it comes through for us and Thurman and the County. Congressman Gibson did say he would fight for it and try to combine it with what happened about a month ago with the flooding.

Councilman Ross stated he thinks he will, he looks like the type of guy that when he gets something like that in his mind he fights for it.

Supervisor Thomas stated the other thing is the money to repair the roads, he talked with Supt. Bradley and kind of decided to use the CHIP's money for now and will hold the paving for this year to take care of the problems after that he isn't sure what will go on, but will have to figure out something.

Councilman Aldrich asked what the estimate dollar value is.

Supt. Bradley stated he didn't know, when he added up the stone and it was close to \$40,000.00, they brought some culverts, he stated we would be all right.

We are going to get everything passable and opened up. The ditch work is going to be time consuming to get that opened back up plus doing the culverts that didn't get hit. He doesn't think we will be that bad.

The biggest thing is trying to fill in East States Road, Bit N Bridle is almost, we are using what we have for that, using the stone they have, just to top it and dress it up. He doesn't know what to do in Bit N Bridle with Ed, we can talk about that after but, do we want to put a road straight through or run it down there for him a little bit.

We have enough stone to fix East States Road and Wolf Pond is pretty much done. As far as major stuff we did that yesterday and today and are on Bit N Bridle now, it's not to bad, it's bad but if we don't do paving we're fine. We can do a little this year and next year a little bit.

The biggest thing we will have to forget the paving that's all. Councilman Aldrich asked how much the CHIPS money amounts to.

Supervisor Thomas stated altogether we budgeted \$96,000.00 but spent some on the truck so we have about \$68,000.00 left.

Supt. Bradley stated we are running tight but thinks we will be all right, plus we have that whole pile of stone dust we brought two year ago that's going to help out a great deal, glad we brought that because it's right there and when we get all the stuff done we can dress it up with that. It sucked at the time but glad they got it. It went up \$2.00 a ton since we brought it so it was money sitting in the bank. Peckham is going to try to get us corsa road price, which is \$2.00 cheaper. He will keep busting his chops on that and there are two different prices on the contract up here it is \$2.00 more a ton. Press rock, which is the 6-8 inch rock, that is \$5 and something. That's a \$1000.00 anyways. It's all under County bid, that's what he is buying with. The trucking is \$10.00 a ton, it cost as much as the material but there is no way he could haul it in fast enough to get the roads open it's impossible. All the other towns were busy, except for Luzerne they did send a couple trucks. But now we have trucks from Chestertown, Warrensburg and Luzerne if we need them but we just needed them to get the roads opened. But we do have trucks available now.

Councilman Ross asked the roads that are opened now, are they both lanes or just one?

Supt. Bradley stated they are opened one lane. He does want to upsize the culverts on East States Road and that road is all shot rock, that road won't go anywhere again. It will washout but not like that, it's all shot rock. They are going to put a couple bigger culverts in. Some of the culverts are rotten and will be replaced, they are going to put bigger culverts in and some different grading and stuff, try to get it out of Paul's yard. The culverts that were put in have rotted, they tried shaking them out and putting them back in but they're gone. The culvert by George Van Dusen's driveway was 18 inches they are going to up that to 24 inches. It may not happen again but. The driveways will be 18 inches and roads will try to keep 24 inches as possible. He isn't going crazy. East States Road has always been a problem.

Bit N Bridle: They are going to do something with, there isn't much different they can do there, except to make Ed and Dave happy with the culvert, they can put it where they want it put now. It's all gone; they can't complain there is nothing there. Councilman Aldrich stated the one above their driveway above the barn. Supt. Bradley stated yes where the tree is, before it was 60-80 foot diagonally and it run to the catch basin there, it worked great, it was flooding his yard on the left hand side, they were always playing with it but it always dried up.

They didn't want it to go in their driveway so that's where it went. You couldn't go down any further because it would have been at creek level and would have been in trouble with DEC. to drop that down even further would have been in the streambed. That's why it is where it's at and it always dried up. It worked pretty good. It's where they back down to the barn, there's a field in there.

Councilman Aldrich stated the road above that goes into the camps it must be gone isn't it? Supt. Bradley stated he hasn't gone in there. Councilman Aldrich stated where the beaver flow comes out down the length of the road and crosses the road. It didn't go through the culvert the other time it went down the road. Supt. Bradley stated it probably did the same thing he didn't go up there this time.

VanAuken Road: The people that brought L'episcopo's property we should go up in there, he would like to go up in there a couple 100 feet pass the last house and ditch it across the back of it for them. The water is running down the header, The owner will have equipment in there so if he does it will be great but that's where a lot of the water came down. It's technically not our road after the bridge but we have to turn around in there. The loggers ruined it. Councilman Aldrich stated that washed out the last time up in there.

Supt. Bradley stated it washed out worst right down in the road, this time it only took out the upper part where the turn around was. Before it took the whole road out and gained speed when it went down further. If it goes off either way it would dissipate a little easier out in the woods. It still will come down through there. The owner said he is willing to work with us we can go up and will show you. Supt. Bradley stated he doesn't think it will be much of an issue of doing it. Supervisor Thomas agreed. Supt. Bradley stated he is willing to do anything. Supt. Bradley stated the owner wants to put a gate up there at the end of the bridge, as far as Supt. Bradley knows the road ends at the end of the bridge. The mileage works out right at the end of the last bridge. Right after the bridge is where he considers it and they go up and turn around and come back out, it was always kept open but he wants to put up a gate up there, he would give them a remote to open it, unless the board wants to try to keep that open. They have been using that to turn around. That is a whole another issue. The owner is sick of the traffic, everyone is going through his property on his land to get to the State Land, so he wants to put a gate up to stop people from going up there and turning around. The only other option is to let us turn around below it, on the header. Let us build something there to turn around.

Councilman Aldrich asked if that is his land from the bridge up. Supt. Bradley stated that's what he was always told; 100-foot pass the bridge is where the town road ends. That's where he clocked it. But he has used the property to turn around.

Councilman Aldrich stated as long as you have a place to turn around, move the snow and they have a key in case of emergency.

Supt. Bradley stated when it gets to that point he will let them know.

Supt. Bradley stated he did talk to Wilson Moore regarding the CHIPS, we can use the CHIPS money for all the stuff, the only concern he had was if any of it was used within the last ten years on the roads. Which is nothing, everything was used on a paved road. He is ok with that.

Supervisor Thomas stated fortunately we didn't lose any pavement.

Councilman Aldrich stated we are always losing bridges. That's what is messing Thurman up.

Councilman Aldrich stated, his biggest concern is and is sure everyone is thinking along the lines that FEMA or SEMA will come along and help bail the smaller towns out. The only way your going to do it is like with the Supervisor's having the meeting with Congressman Gibson and these people and the squeaky wheel gets the grease and that what it's all about. As far as we are concerned he thinks all the work he is doing as far as what he is doing, should be documented so if they come and say what's all this going to cost we'll have a good figure on hours with machinery, different types of machinery, different men, equipment, trucks and add in the other towns that helped us out, so we have a good figure. Councilman Aldrich asked, how do they give you, is it on population, is it assessed valuation, how do they do that.

Supervisor Thomas stated damage basically, the amount of damage. Supt. Bradley stated we'll do what we have to do and be done with it, I bet we won't have to worry about it.

Supervisor Thomas stated Congressman Gibson did say, he has to believe what he says, he is going to fight for us hopefully. Congressman Gibson did say they will get sick of listening to him after a while. Councilman Aldrich stated when the time comes your know what the figures on this deal and the cost is.

Supt. Bradley took a lot of pictures and actually put together a disc. Supervisor Thomas has quite a few pictures himself.

Councilman Aldrich stated he thinks another thing is maybe the way he has taken care of the roads, maybe this did alleviate some of it going down the road by keeping the culverts clean.

Supt. Bradley stated last year we didn't do as much leaf-blowing as we should have but it won't happen this year. Councilman Aldrich stated it takes only one rock or stump and it washes in front of the culvert that's it. Supt. Bradley stated the biggest culvert on East States Road was 24 inch and that was right full of rock. They did shake some of them out.

Supervisor Thomas stated that's what happened in Bit N Bridle. There was a huge stump in the culvert. Supt. Bradley stated it would have probably gotten stuck under the bridge too. Lens Lake hardly got anything, down this way it really got hammered. He isn't trying to buy anything, once he uses it up, he will see where he stands. Right now he will get them opened and through them and stuff and he will let the Board know what's going on. There is no more overtime unless it is needed. He is taking it day by day.

Supervisor Thomas would also like to thank Warren County for coming over, Jeff Tennyson was over Saturday evening until 9:00-9:30 PM and they were here on Sunday and got the Harrisburg Road opened up. They came back Tuesday and Wednesday and fix most of the rest of it.

Supt. Bradley stated they let the town use the county equipment.

Supervisor Thomas stated from what he understands they are going to patch the bad spots and put some pavement over it, by Mark Thomas they are going to rebuild the headwall.

Supt. Bradley stated it is rusted pretty good. Mark said it was 1989 when they replaced it.

Supervisor Thomas stated it knocked the headwall right over on the lower side tore off ten-feet of the culvert.

Supervisor Thomas stated the only thing he needs is a resolution from what Brian LaFlure told him we need a resolution confirming the State of Emergency that he declared from 6:00 pm on May 28th, 2011 until 6:00 PM on June 2, 2011.

079-11. A resolution was made by Councilman Ross seconded by Councilman Aldrich To confirm the State of Emergency that he declared from 6:00 PM on May 28th, 2011 until 6:00 PM on June 2, 2011. Roll call vote, all in favor.

Highway-DEC and bulk petroleum storage tanks:

Supervisor Thomas received the amended bulk petroleum stage certificate from DEC, the only thing we lack is painting the 3000-gallon tank and the dyke for the motor oil. Supt. Bradley stated it is half painted now and the dyke is on its way, this is free.

Supt. Bradley stated we got rid of the gas tank, we no longer have a gas tank.

Supervisor Thomas got the keys for the new gas system. Everything is computerized everything going in gets metered. Councilman Aldrich stated this will be billed back from the county.

Supervisor Thomas stated yes.

Supt. Bradley stated if we used the tank that was given to the town from Councilman Aldrich they would have more then likely had to install a ansul system in. we would have to pour cement, put pillars down and wired it.

Supervisor Thomas asked the board what they would like to do with the 500-gallon and the 2000-gallon tank. They are still registered because DEC wants them registered. They are not in serve. Councilman Aldrich stated to declare them access and sell them.

Supervisor Thomas stated when he responded to DEC he told them the 2000-gallon tank he wasn't going to clean it and cut up he wanted to sell it, he hasn't heard from them and as far as he is concerned that is what he is going to do.

080-11. A resolution was made by Councilman Aldrich seconded by Councilman Gill to declare the 500-gallon and the 2000-gallon gas tanks as surplus material and sell them. Roll call vote, all in favor.

Supervisor Thomas stated the gentleman, Mr. Park, that came up to test the tank called him and Supervisor Thomas stated felt he should pay him for traveling up here from below Albany, so he sent a bill for \$100.00 and then Mr. Parks called yesterday afternoon and told him to forget the bill, take the \$100.00 and put it in the roads. Everyone agreed that was nice of him.

Francis Dean Farm-Historical Association:

Trails:

Lori Kerrigan is the Resource Manager for Soil and Water she prepared the APA permit and was sent in last Friday. There is a training course in New Hampshire that she had ran across and the Soil and Water District is going to send her to it however, they were inquiring, asking and hoping the town would consider funding it then we could submit it on the grant that we have through the Dept. of State for these trails and we would get 50% back.

The cost of registration is \$275.00 and two nights stay is \$200.00. \$100.00 a night. Councilman Aldrich asked if this was the lady that was going to take care of the APA permits and all of that for us. Supervisor Thomas stated yes, she is also helping in the design and the layout of it and this workshop is about the handicap trails and that type of thing. Councilman Aldrich asked if this is something we can use bed tax funds on. Supervisor Thomas stated we could do that. Councilman Aldrich stated we are going to do a lot of work for that and will be helpful to us in the long run. Councilman Liebl stated it is for tourism. Supervisor Thomas stated seeing that we have grant and the grant money the town can get 50% of it back where Soil and Water doesn't have a contract with the State or the County.

081-11. A resolution was made by Councilman Aldrich seconded by Councilman Ross Authorizing the expenditure of bed tax funds in the amount of \$475.00 to Warren County Soil and Water for the purpose of sending Lori Kerrigan, who is helping the town with the preparation of the trails at Francis Dean Farm-Historical Association, to a workshop-training course in New Hampshire. Roll call vote, all in favor.

Supervisor Thomas was told to notify residents that if they suffer damage and FEMA funds become available that they would be eligible for some reimbursement or relief. He did notify the ones he felt had the most damage. He did tell them that and as he told them he said that he doesn't think this going to happen there is like a 10% chance. But he felt they needed to know so they can keep track of whatever they were spending.

Councilman Liebl asked Supt. Bradley if he had Tom Fisher drive? Supt. Bradley stated yes. Councilman Liebl stated how he got paid. Supt. Bradley left that up to Ronda. Councilman Liebl stated should he get paid truck drivers pay? Supervisor Thomas stated we paid him his regular pay. Supt. Bradley stated he is a truck driver technically isn't that how that originally took place, that how he got his extra pay because of the license and then stayed from then on up. Supervisor Thomas stated we paid him what he normally gets. What he normally gets at the landfill that's a lot less then the truck drivers pay. Councilman Aldrich stated not a lot less. Supervisor Thomas stated maybe \$1.50. Councilman Aldrich stated he was just happy leave down there and drive truck. Supt. Bradley stated he came looking for me. Councilman Aldrich stated he thinks if he is willing to do it and you need a truck driver then you could swap Rick down there and bring him up. If he is willing to help and town and does the job well enough he doesn't see anything wrong with it.

A motion was made by Councilman Aldrich seconded by Councilman Ross to adjourn the meeting at 7:25 PM all in favor, motion carried.

Respectfully submitted,

Susan Harrington
Town Clerk