

**Town of Andes
Regular Monthly Meeting
September 13th, 2016 at 6:30PM
Andes Town Hall**

Present:

Supervisor Wayland 'Bud' Gladstone	Councilman Thomas Hall
Councilman Dale Cole	Councilman Thomas Joyce
Councilman Shayne Moshier-absent and excused	Town Clerk Kimberly Tosi
Highway Superintendent Michael McAdams-absent and excused	

Others:

Mike Terry	Buffy Calvert
John Bouton	Tom Coddington-The Reporter
Matt Sluiter- Sluiter Agency	Catherine Skalda-DCSW

Call to Order:

Meeting called to order at 6:30PM by Supervisor Gladstone

Privilege of the Floor:

*Matt Sluiter- RE: Town's Insurance Policy Renewal

Matt reviewed the Town's Insurance Renewal. The increase for 2016-2017 was very minimal. The policy and premium details are available at the Town Clerk's Office.

*Catherine Skalda, Delaware County Soil and Water- RE: Invasive Species at Ballantine Park

Catherine gave a presentation on the proposed project to remove the invasive species of Japanese knotweed, as well as a few others from Ballantine Park. This program has been in place for several years and has had some success. The project will proceed this fall, as that is the best time to use herbicide. Next year the program will be back to check on the success of the removal. They will also begin contacting the property owners on the opposite side of the water to initiate the removal of that Japanese knotweed as well. After the project is complete regular maintenance will be required to ensure that the invasive species do not return.

Chemical treatment has been found to be the only way to remove Japanese knotweed. A DEP permit will be required for this project. The contractor which will be applying the herbicide has to be NYS certified and will also report to the DEC. The program is paid in part by DEP as well as federal and state grants.

A resident inquired about removing the Japanese knotweed at a private residence. Catherine recommended keeping it cut back throughout the year, but allowing it to grow back around July. This will allow a green surface to be developed on the plant. If you then spray the plant in September with round-up, etc. you may have some success as the plant is going dormant in the fall and will be pulling the nutrients to its roots. Do not spray the chemicals on the ground/roots as it will not be absorbed.

Catherine's presentation as well as some other information is available on the Town website.

Pledge:

The pledge of allegiance was led and recited by Councilman Hall.

Approval of Minutes:

Motion to approve the July 2016 Regular Meeting Minutes, made by Councilman Hall, Seconded by Councilman Joyce. All in favor, Councilman Moshier-absent and excused. Motion carried.

Reports:Highway ReportRepairs to Vehicles:

2011 Dodge Ram 2500- replaced front and rear pads and front rotors

2009 International 4x4- checked transmission and transfer case fluid

2009 International 6x6- checked transmission and transfer case fluid. Also greased and replaced clutch lever linkage, adjusted clutch, clutch brake, and adjusted the brakes and replaced right rear slack adjuster.

2004 International 7600- replaced steering box

2004 International 4x4- replaced hydraulic hose

1999 International- greased, checked fluids and replaced o-ring

2015 Volvo Grader- replaced the rake tires

1989 JD Grader- replaced two tires and a starter. Also greased and changed oil.

1985 Case Loader- replaced two hydraulic fittings

2003 JD Loader- replaced throttle cable. Also changed oil and greased. Replaced oil plug.

1994 Waldon Sweep Master Broom- changed oil, replaced bristles, changed air filters, kill switch.

Roads Worked-

Brace Hollow and Holiday Brook

Put Grader Patch Down

Fall Clove Road, Barkaboom Road, Perch Lake Road, Beech Hill Road and Bullet Hole Road

Roads Ditched and Worked

Davis Hollow, Post Road, Brower Hill, Kovba Road, Weaver Road, Bush Hill, Crescent Hill, and Barkaboom Road

Installed Pipes

Little Road, Davis Hollow, Campbell Road, and Hillside Road

Other

*Put shoulders on Dingle Hill Road

*Putting crushed concrete on Lower Dingle Hill Road.

*Received 3350 tons of crushed concrete, free from Delaware County. Had to pay \$7500 to have metal removed.

*I have given the Andes Fire Department permission to park one of their firetrucks in the old highway building.

Respectfully Submitted,
Michael R. McAdams
Highway Superintendent

Supervisor's Report

*I contacted Dwayne LaFever regarding the pads at the crosswalk in front of the school. He was able to come out and install them before school started. They have been sealed and the project is complete.

*I have cleared the site for the potential water district well at the Rural Cemetery. The drilling should begin any day.

*A plan has been developed regarding the Railroad Station parking. We believe we can rearrange the driveway to potentially fit 25 cars on the Town property.

*Thank you to Delaware County DPW for painting the lines on Lower Main Street and Depot Street.

*I have reached out to Wayne Reynolds to set up a meeting with the Consultants of the LFA to decide where the foot bridge should be placed in Ballantine Park.

*Regarding the streambank collapse at the school near the tennis courts, Graydon Dutcher has now taken the lead on this project.

Committees:

Pool- Councilman Joyce reported that the pool had a very successful season. Joyce and Art Short will be winterizing everything in the coming weeks. Art is getting estimates to have the storage shed roof replaced prior to winter. That to Rachel Andrews and the lifeguards for a job well done. Tom Hall and Tom Joyce will be working on a containment system for the chlorine.

RR Station- Kevin Brown of ZS Security has been asked to provide the town with a quote for the installation of security cameras at the Railroad Station.

Flood Commission- The next LFA meeting will be on September 19th, at 4:30PM.

Economic Development Committee- Group did not meet this month. Will reconvene in October. The Chamber of Commerce will be revitalized at this time. Thank you to the Community Day Weekend Committee for all of their hard work, it was a success.

Motions:

Motion to authorize Supervisor Gladstone to sign the contracts with Delaware County Soil and Water regarding the removal of knotweed from Ballantine Park, made by Councilman Hall, Seconded by Councilman Joyce. All in favor, Councilman Moshier-absent and excused. Motion carried.

Motion to authorize Highway Superintendent McAdams to seal the black top at the Tremperskill Rod and Gun Club, made by Councilman Cole, Seconded by Councilman Hall. All in favor, Councilman Moshier-absent and excused. Motion carried.

Motion to approve the July and August, Supervisor's Financial Report, Justices Financial Report, and Town Clerk's Financial Report, made by Councilman Joyce, Seconded by Councilman Hall. All in favor, Councilman Moshier-absent and excused. Motion carried.

Motion to appoint Dorie Buerge school crossing guard, made by Councilman Cole, Seconded by Councilman Joyce. All in favor, Councilman Moshier-absent and excused. Motion carried.

Motion to authorize the re-advertisement of all bids, which did not receive any responses, made by Councilman Hall, Seconded by Councilman Joyce. All in favor, Councilman Moshier-absent and excused. Motion carried.

Resolutions:

Resolution 21 of 2016 Land Donation

WHEREAS, Open Space Institute Land Trust, Inc. (OSILT) is the owner in fee simple of certain real property situated in the Town of Andes, Delaware County, New York, consisting of approximately 0.594± acres of land, identified on the tax maps as SBL 362-1-28 and described in the Legal Description attached and incorporated herein (the "Property").

WHEREAS, OSILT desires to donate and the Town desires to acquire the Property for municipal use;

NOW, THEREFORE, in consideration of the mutual covenants contained herein and other valuable and sufficient consideration received, and with the intent to be legally bound, OSILT and the Town agree to the following terms and conditions.

1. Conveyance. OSILT agrees to convey and the Town agrees to accept the Property described herein upon the terms and conditions stated herein. Upon conveyance of the Property to the Town, OSILT shall declare in the deed that title to the Property is conveyed to and accepted by the Town solely for use by the Town for municipal purposes.
2. Town's Representations and Warranties. The Town represents and warrants the following, which representations and warranties shall survive Closing:
 - a.) The Town's governing body has approved the acquisition of the Property;
 - b.) The Town shall maintain ownership of the Property and shall restrict the use of the Property to municipal purposes; and
 - c.) The Town has full power and authority to enter into this agreement.
3. OSILT's Representations and Warranties. OSILT is a New York not-for-profit corporation, tax exempt organization within the meaning of IRC Section 501(c)(3).
4. Payment of Costs. The Town agrees to pay all recording fees required by the conveyance of the Property and all other costs, including examination of title and title insurance.
5. Closing. Closing shall take place at the New Paltz office of OSILT's attorney or by mail. OSILT shall deliver at Closing, in proper form so as to be recordable in the Delaware County Clerk's Office, a Bargain and Sale Deed.

6. Entire Agreement; Modification. This Agreement constitutes the entire agreement between OSILT and the Town pertaining to the subject matter contained in it and supersedes all prior and contemporaneous agreements, representations and understandings. No supplement modification or amendment of this Agreement shall be binding unless executed in writing by all parties.
7. Governing Law. This Agreement shall be governed by and construed in accordance with the laws of the State of New York.
8. Assignment. No assignment of this Agreement may be made by either Party.
9. Specific Performance. In the event the Town fails to restrict the use of the Property to municipal uses, OSILT shall, in addition to any and all other remedies available to it at law or in equity, have the right of specific performance against the Town.

NOW BE IT FURTHER RESOLVED, that the Town of Andes Supervisor, may hereby sign the donation agreement and close on the Property.

Proposed by: Councilman Joyce
Seconded by: Councilman Hall

Roll Call:
Councilman Moshier----Absent and Excused
Councilman Hall----Aye
Councilman Cole----Aye
Councilman Joyce----Aye
Supervisor Gladstone----Aye

Resolution 22 of 2016 Highway Budget Transfer
BE IT RESOLVED to amend the highway budget, to add \$212,380.00 to DA5112.2 CHIPS budget line contingent upon receiving our first CHIPS reimbursement check on September 15th.

Proposed by: Councilman Hall
Seconded by: Councilman Joyce

Roll Call:
Councilman Moshier----Absent and Excused
Councilman Hall----Aye
Councilman Cole----Aye
Councilman Joyce----Aye
Supervisor Gladstone----Aye

Resolution 23 of 2016 Winter Bids

Be it Resolved that the Town Board of the Town of Andes, hereby accepts the following bids:

Andes WWTP:

1.) Plowing consists of snow removal of the driveway, parking lot and gate. Snow will be removed prior to 6:30AM. Snow will be removed in front of every overhead door each time the facility is plowed and around the front of the court building. **NO BIDS RECEIVED.**

Andes Water District:

1.) Spring Treatment Plant- Plowing to consist of snow removal of the driveway, wide enough for truck deliveries, inside the fence to each building and the gate. Snow removal will be before 6:30AM. Bid per season. **NO BIDS RECEIVED.**

2.) Pump House- Shovel entrance and steps to the Pump House. **NO BIDS RECEIVED.**

Town of Andes-

1.) Snow removal on delinquent home owner sidewalks will be at the direction of the Town of Andes C.E.O. or the Town of Andes Supervisor. Delinquent home owner snow removal from sidewalks will be on a per sidewalk basis. **NO BIDS RECEIVED.**

2.) Snow removal from Veteran's Park (Bohlmann Park) sidewalk, Library sidewalk, and Hamlet bridges prior to 6:30AM **NO BIDS RECEIVED.**

3.) FUEL OIL- For heating Town Highway Garage -automatic delivery

ALLISON OIL-FIXED PRICE

4.) WINTER MIX- For fuel oil for heating at the Town Highway Garage-automatic delivery

ALLISON OIL- FIXED PRICE

5.) L.P. GAS- Wastewater Plant, Town Hall, Library, Railroad Station and Spring Water Reservoir- automatic delivery **MIRABITO-FIRM BID**

6.) GASOLINE- Town Highway Garage- automatic delivery **MIRABITO-FLUCTUATING**

7.) DIESEL FUEL- Town Highway Garage-automatic delivery **MIRABITO- FIRM BID**

8.) WINTER MIX FOR DIESEL FUEL-Town Highway Garage-automatic delivery.

MIRABITO-FIRM BID

Proposed by: Councilman Joyce

Seconded by: Councilman Hall

Roll Call:

Councilman Moshier----Absent and Excused

Councilman Hall----Aye

Councilman Cole----Aye

Councilman Joyce----Aye

Supervisor Gladstone----Aye

Approval of Bills:

Motion to approve August General Warrants #244-257 totaling \$13,215.82

August Highway Warrants #188-213 totaling \$ \$135,939.71

August WWTP Warrants #93-103 totaling \$27,421.20

August Water Warrants #51-59 totaling \$7,925.09

August Smart Growth Warrants #12-13 totaling \$2,960.86

September General Warrants #258-301 totaling \$62,024.69

September Highway Warrants #214-237 totaling \$62,087.38

September WWTP Warrants #104-117 totaling \$35,354.79
September Water Warrants #60-68 totaling \$4,827.89
September Smart Growth Warrants #14-23 totaling \$18,057.09
September Shavertown Warrant #3 totaling \$2,379.00, made by Councilman
Joyce, Seconded by Councilman Hall. All in favor, Councilman Moshier-absent and excused.
Motion carried.

Districts:

- Water
- Sewer

Public Comments/Questions:

N/A

Executive Session:

Re: Personnel

Motion to enter executive session made by Councilman Hall, Seconded by Councilman Cole.
All in favor, Councilman Moshier-absent and excused. Motion carried, 8:22PM

Motion to exit executive session made by Councilman Cole, Seconded by Councilman Joyce.
All in favor, Councilman Moshier-absent and excused. Motion carried, 8:55PM

Adjourn:

Motion to adjourn the meeting made by Councilman Hall, Seconded by Supervisor Gladstone.
All in favor, Councilman Moshier-absent and excused. Motion carried, 8:56PM

CEDARWOOD ENVIRONMENTAL SERVICES

8-12 Dietz Street, Suite 303, Oneonta NY 13820 • Phone 607-441-3246 • FAX 607-441-3251

**TOWN OF ANDES, NY
TOWN BOARD MEETING
REPORT BY CEDARWOOD ENVIRONMENTAL SERVICES
August 8, 2016**

1. Water System

Daily usage of treated water from the water system averaged 27,600 gallons per day for the month of July 2016.

2. Plant Purchases

Purchased filters from Mountain Filtration Systems at a cost of \$420.04.

3. O&M

Changed second stage filters on July 14, 2016.

4. Equipment

5. Distribution System

6. Library Well

Monthly operation of well equipment on July 21, 2016.

CEDARWOOD ENVIRONMENTAL SERVICES

8-12 Dietz Street, Suite 303, Oneonta NY 13820 • Phone 607-441-3246 • FAX 607-441-3251

**TOWN OF ANDES, NY
TOWN BOARD MEETING
REPORT BY CEDARWOOD ENVIRONMENTAL SERVICES
September 7, 2016**

1. Water System

Daily usage of treated water from the water system averaged 28,300 gallons per day for the month of August 2016.

2. Plant Purchases

Purchased filters from Mountain Filtration Systems at a cost of \$840.18.
Purchased UV lamp from Dubbens at a cost of \$257.51.

3. O&M

Changed second stage filters on August 11, 2016.

4. Equipment

5. Distribution System

6. Library Well

Monthly operation of well equipment on August 18, 2016.

CEDARWOOD ENVIRONMENTAL SERVICES

8-12 Dietz Street, Suite 303, Oneonta NY 13820 • Phone 607-441-3246 • FAX 607-441-3251

**TOWN OF ANDES, NY
TOWN BOARD MEETING
REPORT BY CEDARWOOD ENVIRONMENTAL SERVICES
August 8, 2016**

1. WWTP Plant

Plant effluent flow averaged 26,000 gallons per day for the month of July 2016.

2. SPDES Compliance/NYSDEC, NYCDEP

The plant discharges treated effluent to the Tremper Kill Brook. Permit compliance for July 2016 met all parameters.

3. Collection System

Regular maintenance.

4. Plant Purchases.

Regular purchases.

5. Plant O&M

All running well

6. Plant Equipment.

Swing tank pump was repaired at a cost of \$2,087.00 by Pump Service and Supply of Troy Inc.

7. Gladstone Hollow Septic System

CEDARWOOD ENVIRONMENTAL SERVICES

8-12 Dietz Street, Suite 303, Oneonta NY 13820 • Phone 607-441-3246 • FAX 607-441-3251

**TOWN OF ANDES, NY
TOWN BOARD MEETING
REPORT BY CEDARWOOD ENVIRONMENTAL SERVICES
September 7, 2016**

1. WWTP Plant

Plant effluent flow averaged 29,000 gallons per day for the month of August 2016.

2. SPDES Compliance/NYSDEC, NYCDEP

The plant discharges treated effluent to the Tremper Kill Brook. Effluent temperature exceeded 21 degrees Celsius for six days.

3. Collection System

Regular maintenance.

4. Plant Purchases.

Regular purchases.

5. Plant O&M

All running well

6. Plant Equipment.

7. Gladstone Hollow Septic System

Allison Oil, Inc.
815 Lower Dingle Hill Rd.
Andes, NY 13731
(845) 676-HEAT (4328)

Town of Andes
PO Box 125
115 Delaware Ave.
Andes, NY 13731

September 7, 2016

Bid for 3)Fuel Oil – For heating, Town Highway Garage – automatic delivery

\$1.69 per gallon (fixed price)

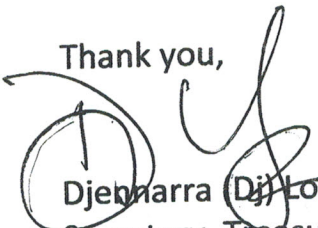
OR

\$.15 per gallon over rack (fluctuating price)

(ex. Heritage rack price 9/01/16 - \$1.4413 plus \$.15= \$1.5913)

We appreciate being contacted for this bid and look forward to hearing from you.

Thank you,



Djennarra (Dj) Long
Secretary, Treasurer

Allison Oil, Inc.
815 Lower Dingle Hill Rd.
Andes, NY 13731
(845) 676-HEAT (4328)

Town of Andes
PO Box 125
115 Delaware Ave.
Andes, NY 13731

September 7, 2016

Bid for 4) Winter Mix (50/50 blend) – For heating at the Town Highway
Garage – automatic delivery

\$1.99 per gallon (fixed price)

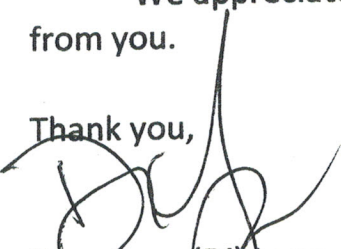
OR

\$.15 per gallon over rack (fluctuating price)

(ex. Heritage rack price 09/01/16 - \$1.6656 plus \$.15= \$1.8156)

We appreciate being contacted for this bid and look forward to hearing
from you.

Thank you,



Djennarra (Dj) Long
Secretary, Treasurer



THE METROCENTER
49 COURT STREET, PO Box 5306
BINGHAMTON, NEW YORK 13902
PHONE 607.352.2800
FAX: 607.584.5134

September 8, 2016

Andes Town Clerk
115 Delaware Ave.
P.O. Box 125
Andes, NY 13731

Re: Item # 5: L.P. Gas Bid

Dear Board Members:

Mirabito Energy Products proposes the following for the item # 5, L.P. Gas bid:


PRODUCT	POSTING	FIRM DIFFERENTIAL	FLUCTUATING BID PRICE AS OF 9/2/2016	FIRM BID PRICE
LP Gas	BPN Selkirk NY Week of 9/2/2016 \$.6066/gal.	+ .5500/gal.	\$ 1.1566/gal.	\$ 1.3500/gal.

Term of Contract: 11/11/2016- 11/10/2017

Firm Bid Price option must be accepted by written notification to Mirabito Energy Products by September 15, 2016 by 12:00 noon to Joe D'Esti via e-mail to e-mail address Joseph.DEsti@mirabito.com. You may also fax the notification to (607)584-5136. Acceptance of the firm pricing option after the aforementioned date and time will be at the sole discretion of Mirabito Energy Products.

Thank you for giving the Mirabito Energy Products the opportunity to serve your energy needs. Feel free to contact us should you have any questions or need any additional information.

Sincerely,


Matthew J. Meehan,
Chief Operating Officer


Joe D'Esti
Pricing and Bid Administrator



THE METROCENTER
49 COURT STREET, PO Box 5306
BINGHAMTON, NEW YORK 13902
PHONE 607.352.2800
FAX: 607.584.5136

September 8, 2016

Andes Town Clerk
115 Delaware Ave.
P.O. Box 125
Andes, NY 13731

Re: Item # 6 Gasoline Bid

Dear Board Members:

Mirabito Energy Products proposes the following for the item # 6, Gasoline bid:


PRODUCT	POSTING	FIRM DIFFERENTIAL	FLUCTUATING BID PRICE AS OF 9/2/2016	FIRM BID PRICE
Unleaded Gasoline E10 (87 Octane)	Apex Oil Rack Albany, NY 9/2/2016 \$ 1.3075/gal.	+ .4895/gal.	\$ 1.7965/gal.	N/A

Term of Contract: 11/11/2016 – 11/10/2017

Please notify accepted bid by written notification to Mirabito Energy Products by September 15, 2016 by 12:00 noon **to Joe D'Esti via e-mail to e-mail address Joseph.DEsti@mirabito.com. You may also fax the notification to (607)584-5136.**

Thank you for giving the Mirabito Energy Products the opportunity to serve your energy needs. Feel free to contact us should you have any questions or need any additional information.

Sincerely,


Matthew J. Meehan
Chief Operating Officer


Joe D'Esti
Pricing and Bid Administrator



THE METROCENTER
49 COURT STREET, PO Box 5306
BINGHAMTON, NEW YORK 13902
PHONE 607.352.2800
FAX: 607.584.5136

September 8, 2016

Andes Town Clerk
115 Delaware Ave.
P.O. Box 125
Andes, NY 13731

Re: Item # 7. Diesel Fuel

Dear Board Members:

Mirabito Energy Products proposes the following for the item 7. Diesel Fuel bid:

PRODUCT	POSTING	FIRM DIFFERENTIAL	FLUCTUATING BID PRICE AS OF 9/2/2016	FIRM BID PRICE
Low Sulfur Diesel Fuel (ULSD 15ppm)	Apex Oil Rack Albany, NY 9/2/2016 \$ 1.4050/gal.	+ .2975/gal.	\$ 1.6995/gal.	\$ 2.1227/gal.
Low Sulfur Kerosene (if needed for Winter Blend, ULSD/ULSK 15ppm)	Apex Oil Rack Albany, NY 9/2/2016 \$ 1.7000/gal.	+ .3145/gal.	\$ 2.0145/gal.	\$ 2.5627/gal.

Term of Contract: 11/11/2016 – 11/10/2017

Firm Bid Price option must be accepted by written notification to Mirabito Energy Products by September 15, 2016 by 12:00 noon to Joe D'Esti via e-mail to e-mail address Joseph.DEsti@mirabito.com. You may also fax the notification to (607)584-5136. Acceptance of the firm pricing option after the aforementioned date and time will be at the sole discretion of Mirabito Energy Products.

Thank you for giving the Mirabito Energy Products the opportunity to serve your energy needs. Feel free to contact us should you have any questions or need any additional information.

Sincerely,


Matthew J. Meehan,
Chief Operating Officer


Joe D'Esti
Pricing and Bid Administrator



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49 COURT STREET, PO Box 5306
BINGHAMTON, NEW YORK 13902
PHONE 607.352.2800
FAX: 607.584.5136

September 8, 2016

Andes Town Clerk
115 Delaware Ave.
P.O. Box 125
Andes, NY 13731

Re: Item # 8 Winter Mix For Diesel Fuel Bid

Dear Board Members:

Mirabito Energy Products proposes the following for the item # 8 Winter Mix For Diesel Fuel bid:

PRODUCT	POSTING	FIRM DIFFERENTIAL	FLUCTUATING BID PRICE AS OF 9/2/2016	FIRM BID PRICE
Winterized Diesel Fuel (with cold flow)	Phillips Rack Albany, NY 9/2/2016 \$ 1.4490/gal.	+ .2975/gal.	\$ 1.7465/gal.	\$ 2.1627/gal.

Term of Contract: 11/11/2016 – 11/10/2017

Firm Bid Price option must be accepted by written notification to Mirabito Energy Products by September 15, 2016 by 12:00 noon to Joe D'Esti via e-mail to e-mail address Joseph.DEsti@mirabito.com. You may also fax the notification to (607)584-5136. Acceptance of the firm pricing option after the aforementioned date and time will be at the sole discretion of Mirabito Energy Products.

Thank you for giving the Mirabito Energy Products the opportunity to serve your energy needs. Feel free to contact us should you have any questions or need any additional information.

Sincerely,

Matthew J. Meehan
Chief Operating Officer

Joe D'Esti
Pricing and Bid Administrator