

Town of Norfolk  
Norfolk Town Board  
October 10, 2018

The Norfolk Town Board held a monthly meeting on Wednesday, October 10, 2018 at 07:00 PM at the Norfolk Town Hall.

Present were Supervisor Charles Pernice, Deputy Supervisor Robert Harvey, Councilman Donald Purvis, Councilwoman Jean Gang, and Councilman Paul Paige.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was said by all present.

**CALL MEETING TO ORDER**

Supervisor Pernice called the meeting to order.

**TENTATIVE BUDGET**

Supervisor Pernice noted that the previously scheduled Budget Work Session was cancelled due to the death of Budget Officer Bill Dashnaw's mother.

The Board approved the Tentative Budget as submitted with a motion by Deputy Supervisor Harvey and Councilman Paige. All in Favor – Carried

**APPROVAL OF MINUTES**

\*The minutes of the September 12, 2018 Town Board meeting were approved as submitted with a motion by Councilwoman Gang and Deputy Supervisor Harvey. All in Favor – Carried

\*The minutes of the September 26, 2018 Budget Work Session were approved as submitted with a motion by Councilman Paige and Deputy Supervisor Harvey. All in Favor – Carried

**SUPERVISOR'S UPDATE**

Supervisor Pernice had no updates to share at this time.

## **MONTHLY REPORTS**

\*Monthly Police Report: The monthly report of Officer in Charge Dan Holmes was approved as submitted with a motion by Councilwoman Gang and Councilman Purvis.

Assistant Officer in Charge Jose Colon explained a proposal to the Board to purchase a new vehicle for the Police Department. The 2012 Caprice has 112,000 miles on it and has needed several repairs recently. Officer Colon is looking to purchase a 2019 AWD Charger and would like to apply for a grant and funding through USDA. If approved, USDA will provide a grant for 55% of the total cost of the vehicle and provide the Town with a loan for the balance. There was discussion. Officer Colon will have the total proposed cost of the vehicle including proper installation of equipment on Monday. The Board is in favor of this proposal.

Supervisor Pernice noted that the Police Personal Service line in the budget is running low of money. There is enough to cover November, but maybe not December. There was discussion. Officer in Charge Dan Holmes suggested that he can cut back the shifts to cover it.

\*Monthly Code Enforcement Report: The monthly report of CEO Leonard Halpern was approved as submitted with a motion by Councilwoman Gang and Deputy Supervisor Harvey. All in Favor – Carried

Councilman Purvis asked about debris in the back yard of 10 West Main Street. CEO Halpern will look into it.

Councilman Purvis asked if Monique Ploof had gone to court yet for her 6 Furnace St. property. CEO Halpern noted that she missed 4 court appearances and the Judges are doing nothing about it. There was discussion. CEO Halpern will contact the realtor.

\*Town Clerk Monthly Report: The monthly report of Town Clerk Kathy Emlaw was approved as submitted with a motion by Deputy Supervisor Harvey and Councilman Paige. All in Favor – Carried

\*Monthly Dog Control Report: The monthly report of DCO Jim McConkey was approved as submitted with a motion by Councilwoman Gang and Councilman Harvey. All in Favor – Carried

\*Monthly Court Report: The monthly report of the Norfolk Justice Court was approved as submitted with a motion by Councilman Purvis and Deputy Supervisor Harvey. All in Favor – Carried

\* Highway Verbal Report: Highway Superintendent Peter Darabon noted that the new doors have been installed on the Police garage and he will be putting up his sand pile next week. There was discussion on a dip in Hepburn Street. Mr. Darabon noted he is waiting for it to settle before covering it.

## **EXECUTIVE SESSION**

An Executive Session was not required at this time.

## **COMMUNICATIONS**

Supervisor Pernice had no communications to share at this time.

## **ACTION ITEMS**

\*Resignation: A motion was made by Deputy Supervisor Harvey and Supervisor Pernice to accept the resignation of Donald Lustyik as Town Justice effective October 31, 2018. All in Favor – Carried

There was discussion on how to replace him. Supervisor Pernice noted that Town Justice George Grubee would take over the extra cases if he could be paid extra. Supervisor Pernice noted that the Judges salaries can't be reduced until the end of the term. Supervisor Pernice will contact DCJS to see if we can bring in a trained Judge to fill in for now. Supervisor Pernice is also getting an opinion from the Association of Towns. Any new appointed Judge will be required to have a back ground check.

\*Resolution # 12 of 2018: A Resolution approving the Justice Court to apply for a grant through JCAP. The Resolution was adopted with a motion by Councilwoman Gang and Councilman Purvis. All in Favor – Carried

\*Cook Street Water Project: A letter was approved to be submitted to USDA Rural Development accepting that the project is complete and de-obligating the remaining budget balance of \$84,423.51. Supervisor Pernice noted that they could not spend all of the money.

\*Resolution # 13 of 2018: A Resolution to accept the Cook Street Water Project as complete and approve final payment to Frank J. Danko Construction Corp. in the amount of \$20,492.01. The Resolution was

adopted with a motion by Deputy Supervisor Harvey and Councilman Paige.  
All in Favor – Carried

\*Resolution #14 of 2018: A Resolution to adjust Budget Items for the Cook Street Water District. Legal, miscellaneous and inspection costs are final and lower than budgeted, therefore the budget will be decreased as follows: Legal – from \$7,500.00 to \$3,313.25; Miscellaneous – from \$3,000.00 to \$397.92; and Inspection from \$37,500.00 to \$37,464.21. This Resolution was adopted with a motion by Deputy Supervisor Harvey and Councilman Purvis. All in Favor – Carried

\*Public Hearings

A Public Hearing for Solar Moratorium will be rescheduled for November 14, 2018 at 06:30 PM.

A Public Hearing for the Preliminary Budget will be scheduled for November 14, 2018 at 06:45 PM.

Both Public Hearings were approved with a motion by Councilman Paige and Councilwoman Gang. All in Favor – Carried

\*UPS Store Payment: A motion was made by Councilman Paige and Councilman Purvis to approve a reimbursement to Office Jose Colon for a bill at the UPS Store in the amount of \$94.75. All in Favor – Carried

## **COUNCIL COMMENTS**

\*Deputy Supervisor Harvey asked Highway Superintendent Darabon how the progress was on the roadsides. Mr. Darabon noted that they are out working on them every day.

## **BOARD APPROVAL OF BILLS**

A motion was made by Deputy Supervisor Harvey and Councilman Paige to approve payment of the October Abstract of Vouchers in the amount of \$47,523.06. All in Favor – Carried

## **PUBLIC COMMENTS**

Mr. Butch Lavigne noted that the ice is in at the arena and they accomplished it in three days. He expressed thanks to Mr. Tim Brown and the volunteers of both the Hockey Association and the Figure Skating groups.

Supervisor – Charles Pernice  
Deputy Supervisor – Robert Harvey  
Councilman – Donald Purvis  
Councilwoman – Jean Gang  
Councilman – Paul Paige

Dated: October 10, 2018

Kathy M. Emlaw – Norfolk Town Clerk