

**TOWN BOARD MEETING
ONE CANAL STREET
SHERBURNE, NY 13460
May 8, 2024**

Regular meeting of the Sherburne Town Board was held on Wednesday, May 8, 2024 in the Town Office at 7:00 pm. Present: Supervisor Charles Mastro, Councilmembers: Glen Bagnall, Dave Wern, Ed Meyer, Rowena Krum, Hwy Superintendent Chase Winton, and Town Clerk McDaniel. Guests: Duane Wilcox; Barb Boise; Susie Boise, Dave Jemzura, Deputy Hwy Superintendent Eric Leinbach.

Barb Boise spoke to the board with regards to areas in Norwich that have been destroyed and the concern about having people coming into Sherburne and doing the same to Sherburne. Also discussed were some parking problems on Rexford Falls area.

► **APPROVAL OF APRIL 2024 MINUTES**

Motion by Meyer and seconded by Bagnall to approve the April 2024 minutes. Supervisor Mastro – Aye, Councilmembers Bagnall – Aye; Wern – Aye; Meyer – Aye; Krum – Aye. Carried.

► **SUPERVISOR’S REPORT, TOWN CLERK REPORT**

Motion by Bagnall and seconded by Wern to approve the above reports. Supervisor Mastro – Aye, Councilmembers Bagnall – Aye; Wern – Aye; Meyer – Aye; Krum – Aye. Carried.

► **CODE ENFORCEMENT OFFICER REPORT**

Matt Gladstone not in attendance Supervisor Mastro reported that he is still try to get a hold of a lot of people to get things cleared up with mostly junk and abandoned vehicles.

► **HIGHWAY REPORT**

Discussion held on Eve Ann Schwartz’s property off of Castle Hill Road. Eve Ann Schwartz owns a piece of property off of Castle Hill Road, fairly large. There is an old town road that went back to the property she owns which there used to be a homestead on this piece. She has owned this land for a long time and always has used that road. Lately, there has been an issue with the neighbors with her using that old town road. It has always been the Highway Supt.’s understanding that once it is a town road, it is always a town road and nothing can change that and if you have an old town road running through your property you can walk that road, or do whatever they want. This road is an abandoned road and the town is not maintaining this road. It is a public right of way. Eve Ann Schwartz would like to clarify this, so she has no issues accessing her property. There has been some conflict with the neighbors and they put a gate up. It clearly states in the law that if a road is abandoned, the land owners adjoining it have use of that road/highway and they can gate it but cannot

lock the gate. Attorney Dylan Harris has weighed in on this matter and could not find any paperwork showing where that road has been officially abandoned. If the town does not maintain a road for 6 years, it is considered abandoned, but still considered a public right of way. This road has not been officially abandoned (qualified abandonment). Discussion held on the town officially abandoning the road. This road being discussed is Castle Hill Road North.

Motion by Bagnall and seconded by Meyer to approve the above reports. Supervisor Mastro – Aye, Councilmembers Bagnall – Aye; Wern – Aye; Meyer – Aye; Krum –

► **NEW BUSINESS**

a. **Mowing Contract for County**

Motion by Meyer seconded by Krum to authorize Supervisor Mastro to sign the Mowing Contract with the county. Supervisor Mastro – Aye, Councilmembers Bagnall – Aye; Wern – Aye; Meyer – Aye; Krum – Aye. Carried.

b. **Salt Shed**

David Jemzura spoke about property David owns for building the town highway salt shed. Around 6 acres – 5 acres of usable land. The cost would be \$250,000. David Howard has also come up with the piece of land for possible sale for a salt shed. Approximately 9 acres. Between 8-9 acres. \$200,000 would be the cost for the land. An appraisal needs to be done. Purchase Price would be \$20,000 an acre. Town Board is in agreement in moving forward. Further paperwork and studies will be forthcoming.

► **OLD BUSINESS**

a. **ARPA**

ARPA report has been filed.

b. **Sales Tax**

Sales Tax received for 2024 1st quarter in the amount of \$86,291.23.

c. **Charter Communications**

Franchise Tax Payment of \$11,555.00.

d. **Credit Card**

Discussion held on the town getting a credit card and establishing a credit card policy.

e. Broadband

In order to continue with the application, they need all the financials from both towns of how the town is to pay for the broadband up front. Monies will be given through the grant within a two-year period (4 times). For Sherburne it would be about \$1.4 million up front. Town of Columbus has written a letter asking if the towns could have monthly reimbursements. They did not accept. Travis has written a letter asking for 6 payments. Nothing has been heard back from them on this. Discussion held. Need to start a capital account to keep track of everything. The town is looking into along with the Town of Columbus details on a Bond Anticipated Note (BAN). To borrow money up to (1) year. The town would use the BAN and the fund balance. BE IT RESOLVED upon motion by Bagnall and seconded Wern to allow the town, if needed, to apply for a BAN for a maximum of \$900,000.00. Supervisor Mastro – Aye, Councilmembers Bagnall – Aye; Wern – Aye; Meyer – Aye; Krum – Aye. Carried.

f. Fire Department

A check has been given to the Sherburne Fire Department for new tires.

g. EMS

Supervisor Mastro called Attorney Dylan Harris with regards to a letter to go to the Village with regards to getting information from the village on the EMS prior to our yearly budget. Attorney Dylan Harris to work on the letter.

► MAY 8TH TOWN BILLS

Motion by Meyer and seconded by Bagnall to approve the May 2024 bills. Supervisor Mastro – Aye, Councilmembers Bagnall – Aye; Wern – Aye; Meyer – Aye; Krum – Aye. Carried. Councilmember to approve May bills.

► BOARD MEMBER REPORTS

Councilmember Meyer reported on Village of Earlville: meeting will next week. Village of Sherburne: Nothing to report. Councilmember Wern – Historic Park. Nothing to report. Planning Board meeting will be held next week.

Motion by Bagnall and seconded by Meyer to adjourn Meeting adjourned 9:00 pm. Supervisor Mastro – Aye, Councilmembers Bagnall – Aye; Wern – Aye; Meyer – Aye; Krum – Aye. Carried. Next regular meeting scheduled for Wednesday, June 11th at 7:00 pm.

Respectfully submitted, Kathy McDaniel, Town Clerk

