

TOWN BOARD REGULAR MEETING
DECEMBER 9, 2020

A Regular Meeting of the Town Board of the Town of Somerset, County of Niagara and the State of New York was held at the Town Hall, 8700 Haight Road, Barker, New York on the 9th day of December 2020 via Zoom.

Present: Jeffrey M. Dewart ----- Supervisor
 Robin R. Jansen ----- Councilwoman
 Jon Hotaling ----- Councilman
 Fred Leuer ----- Councilman
 Tracy L. Carmer----- Town Clerk
 Mindy Austin ----- Confidential Asst. to the Supervisor
 David Haylett ----- Attorney

Present via Zoom: Jonathan D. Dewart ----- Supt of Water/Sewer/Grounds

Absent: Gail Damon ----- Councilwoman
 Michael M. Flint ----- Supt. of Highways
 Brian Sibiga ----- Engineer

Attended by: approximately 10 residents via Zoom

Supervisor Dewart called the meeting to order at 6:00PM with the Pledge to the Flag and a prayer for guidance.

RESOLUTION 133-2020

APPROVAL OF THE MINUTES

On a motion of Councilwoman Jansen, seconded by Councilman Hotaling, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
 Nays 0

Resolved the minutes of the previous meeting on November 4, 2020 are accepted as submitted.

RESOLUTION 134-2020

APPROVAL OF THE SUPERVISOR'S MONTHLY REPORT

On a motion of Councilman Hotaling, seconded by Councilwoman Jansen, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
 Nays 0

Resolved the Supervisor's Monthly report be accepted as submitted.

COMMUNICATIONS

Clerk Carmer stated that Spectrum added an NFL channel to the lineup.

RESOLUTION 135-2020

UTILITY BILLING SOFTWARE

On a motion of Councilman Leuer, seconded by Councilwoman Jansen, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
 Nays 0

WHEREAS, the Town of Somerset desires to upgrade its water/sewer billing system to remedy numerous issues with the current software; and

WHEREAS, the Town has received three quotes for training and conversion and annual subscription fees for water/sewer billing in the Town; and

WHEREAS, the lowest responsible proposal was received by Munibilling, with offices at 3300 Battleground Ave., Greenboro, NC 27410 in the amount of \$11,500.00 for training and conversion and \$6,341.40 for the annual subscription;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Somerset hereby authorizes the Town Supervisor to contract with Munibilling, 3300 Battleground Ave., Greenboro, NC 27410 to upgrade the water/sewer billing system at an amount not to exceed \$11,500.00 for training and conversion and \$6,341.40 for the annual subscription fee for 2021.

RESOLUTION 136-2020

CONTRACT WITH DANIEL ENGERT

On a motion of Councilman Hotaling, seconded by Councilman Leuer, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
 Nays 0

RESOLVED, the Town Board of the Town of Somerset hereby elects to not renew the contract between the Town of Somerset and Town Consultant, Daniel M. Engert, for 2021; and be it further

RESOLVED, that the Town Supervisor is directed to send written notice of the Town's intent not to renew the agreement to Daniel M. Engert by December 15, 2020.

Attorney Haylett stated that the contract was set up to automatically renew unless we provide written notice not to renew.

RESOLUTION 137-2020

BROKER OF RECORD

On a motion of Councilwoman Jansen, seconded by Councilman Hotaling, the following resolution was

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ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
Nays 0

WHEREAS, the Town Board of the Town of Somerset desires to change its broker of record for medical insurance for full time employees due to rising costs; and

WHEREAS, the CBA between the Town and Teamsters Local 264 permits the Town to change the insurance carrier, provided that the alternative plan's benefit structure and provider network are substantially equivalent to the then current plan; and

WHEREAS, the Town has received a proposal from Sheridan Benefits LLC for health insurance coverage that is substantially equivalent to the current plan at a lower cost than offered by the current broker, Gallagher;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Somerset hereby retains Sheridan Benefits LLC with offices at 7 Limestone Drive, Williamsville, NY 14221 to act as Agent/Broker of record for the Town's health insurance coverage; and be it further

RESOLVED, that the alternative plan's benefit structure and provider network shall be substantially equivalent to the current plan.

RESOLUTION 138-2020

BUDGET AMENDMENTS

On a motion of Councilman Hotaling, seconded by Councilman Leuer, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
Nays 0

Resolved as provided in section 107 and section 115 of the New York State Town Law, that the Supervisor of the Town of Somerset is hereby authorized to expend from the unexpended balance or surplus revenues such sums as may be necessary to cover amounts by which the actual expenses were incurred in 2020 in any amount exceeding the amount budgeted.

RESOLUTION 139-2020

ENCUMBRANCES

On a motion of Councilwoman Jansen, seconded by Councilman Leuer, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
Nays 0

Resolved that all bills incurred for 2020 are authorized to be pre-paid.

RESOLUTION 140-2020

PREPAY INVOICES

On a motion of Councilwoman Jansen, seconded by Councilman Hotaling, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
 Nays 0

Resolved that all bills incurred for 2020 are authorized to be pre-paid.

RESOLUTION 141-2020

YEAR-END AUDIT

On a motion of Councilman Leuer, seconded by Councilwoman Jansen, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
 Nays 0

Resolved that the Audit Committee, consisting of Councilwoman Damon and Councilman Hotaling, are authorized and directed to perform the year-end audits of the Town Clerk, Code Enforcement Officer, Supervisor, Justice and Tax Collector on a date and time to be determined.

RESOLUTION 142-2020

2021 REORGANIZATIONAL MEETING

On a motion of Councilman Hotaling, seconded by Councilwoman Jansen, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
 Nays 0

Resolved the reorganizational meeting of the Town Board will be held on January 6, 2021 at 6:00PM.

RESOLUTION 143-2020

AUDIT OF CLAIMS

On a motion of Councilwoman Jansen, seconded by Councilman Hotaling, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
 Nays 0

Resolved that the bills have been reviewed by the Town Board and are authorized for payment in the following amounts:

General Fund	No. 361 through No. 413	\$ 74,285.90
Highway Fund	No. 110 through No. 118	\$ 19,340.72
Sewer Fund	No. 121 through No. 144	\$ 10,704.06
Water Fund	No. 91 through No. 99	\$ 1,290.65

RESOLUTION 144-2020

EXECUTIVE SESSION

On a motion of Councilman Hotaling, seconded by Councilman Leuer, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
 Nays 0

Resolved to enter into executive session at 6:15PM to consult with the attorney.

RESOLUTION 145-2020

EXIT EXECUTIVE SESSION

On a motion of Councilwoman Jansen, seconded by Councilman Hotaling, the following resolution was

ADOPTED: Ayes 4 Dewart, Jansen, Hotaling, Leuer
 Nays 0

Resolved to exit executive session at 6:35PM.

On a motion of Councilman Hotaling, seconded by Councilman Leuer, the meeting adjourned at 6:36P.M. subject to the Call of the Clerk.

Tracy L. Carmer, RMC
Town Clerk