

TOWN OF NEW ALBION
14 Main Street
Cattaraugus, NY 14719

REGULAR BOARD MEETING

September 19, 2011 7:00 p.m.

PRESIDING: Loyd Chilson, Supervisor

PRESENT: Councilmen: Patrick Erhart, Eric Pritchard, Marilyn Wasmund, Councilmen, Michael Weishan; Rose LaQuay, Recording Secretary; Jerry Cobo, Highway; Brenda Smith, Justice

VISITORS: Ashley Smith, Town Attorney; Arvilla Pritchard, Gowanda PennySaver News

CALL TO ORDER:

Supervisor Chilson opened the meeting at 7:00 pm. The minutes of the September 19, 2011 Regular Board Meeting, Assessor's Report, Treasurer's Report and Clerk's Report stand approved as presented.

VISITORS:

1. Ashley Smith, Town Attorney - Update the Town Board on Linlyco Lake case. Inquired on Court Policy. Additional court dates have been set for the Linlyco Lake matter.

CORRESPONDENCE:

1. Blue Cross Blue Shield of Western New York - Rating Filing Update
2. Complaint from Henry Minnick - Layton Property, Mosher Hollow
3. Complaint from Henry Minnick - Weston Property, Mosher Hollow
4. Complaint from Henry Minnick - County Road 6
5. Complaint from Henry Minnick - 10004 Leon Road
6. Zurich American Insurance Company - Notice to Employer
7. Zurich American Insurance Company - Notice to Employer
8. Email from Time Warner Cable - Expiring Agreements
9. State of NY Unified Court System - Town Court Audit
10. Email from NYS DOT - CHIPS payment
11. NYS DOT - Local Highway Inventory Update Meeting tba
12. Email from Catt. Cty. Clerks Assoc. - Proposed Legislation Districts

REPORTS

Justice - Court books handed over for review and audit. Justice Smith will be applying for the JCAP grant and attending the NYS Magistrate's Conference September 25 - 28, 2011.

Highway - Summer projects complete . Mowing roadsides, ditchwork, cutting brush, grading dirt roads and hauling in sand for winter. Highway Supt. Cobo has found 1 used grader in our price range. \$39,000 with \$10,000 allowance on old grader. The sander on the small truck needs replacement at a cost of \$5,000 before trade in allowance. The Highway Department will revert to 5 day work weeks this Friday. Supt. Cobo requested the income of \$3,000 from sale of mower be transferred into Equipment Reserve Savings.

Resolution #49 - 2011 – Grader

On a motion by Councilman Pritchard, second by Councilman Erhart, the following resolution was

ADOPTED Aye 4 Erhart, Pritchard, Wasmund, Weishan
Nay 0

RESOLVED, to authorize Highway Supt. Cobo to pursue purchase of a grader.

Resolution #50 - 2011 – Sander

On a motion by Councilman Weishan, second by Councilman Pritchard, the following resolution was

ADOPTED Aye 4 Erhart, Pritchard, Wasmund, Weishan
Nay 0

RESOLVED, to authorize Highway Supt. Cobo to purchase a sander for the small truck out of 5130.2 at a cost of \$5,000.00 before trade in allowance.

Resolution #51 - 2011 – Equipment Income Transfer

On a motion by Councilman Weishan, second by Councilman Pritchard, the following resolution was

ADOPTED Aye 4 Erhart, Pritchard, Wasmund, Weishan
Nay 0

RESOLVED, to transfer \$3,000.00 income from sale of mower to Equipment Reserve Savings Account.

Treasurer - Transfers requested by Treasurer Doucette for this evening's bills to be paid.

Resolution #52 - 2011 – Transfer

On a motion by Councilman Erhart, second by Councilman Pritchard, the following resolution was

ADOPTED Aye 4 Erhart, Pritchard, Wasmund, Weishan

Nay 0

RESOLVED, to transfer \$20,000.00 from General A Savings to General A Checking.

Clerk - Clerk LaQuay asked for clarification from Town Board on serving as secretary to the Joint Planning Board as she has no Planning/Zoning training. Town Board advised Clerk the Joint Planning Board had authorization to choose their own secretary for minutes and correspondence. The following was received and disbursed from the Town Clerk account:

AUGUST 2011	Check #	TOTAL
Amount Collected		\$ 3,778.00
Animal Population Control	2281	\$ 37.00
DECALS	ACH	\$ 3,412.28
Town of New Albion (Local Share)	2282	\$ 328.72
Amount Paid Out		\$ 3,778.00

Board Reports - Councilman Weishan and Councilman Pritchard attended the last Town of East Otto meeting to answer questions regarding Youth Council program. East Otto Town Board passed a resolution to pay their Summer 2011 contribution to Cattaraugus Area Youth Council.

Resolution #53 - 2011 – Youth Council

On a motion by Councilman Pritchard, second by Councilman Weishan, the following resolution was

ADOPTED Aye 4 Erhart, Pritchard, Wasmund, Weishan

Nay 0

Whereas, it is necessary to make application to the Cattaraugus County Youth Bureau / New York State Office of Children and Family Services.

Whereas, it is necessary for the Supervisor to sign for the Town of New Albion, now, therefore be it **RESOLVED**, the Town Council does hereby authorize the Supervisor of the Town of New Albion to enter into agreements with the Cattaraugus County Youth Bureau / New York State Office of Children and Family Services to run youth programs for the 2011 program year ending December 31, 2011.

OLD BUSINESS

1. Time Warner Cable Draft Franchise Agreement - Tabled pending review by Board and Town Attorney.

NEW BUSINESS

1. Sign Variance for Briggs - Recommendation by Joint Planning Board to Town Board to approve and issue variance for Briggs Sign Permit. Town Board reviewing Zoning Law.
2. Trailer Size Variance for Minnick - Recommendation by Joint Planning Board to Town Board to approve and issue variance for Trailer Size Permit. Town Board reviewing Zoning Law.

APPROVAL OF ABSTRACT

Resolution #54 - 2011 – Abstract #9-2011 - September 21, 2011

On a motion by Councilman Weishan, second by Councilman Wasmund, the following resolution was

ADOPTED Aye 4 Erhart, Pritchard, Wasmund, Weishan

Nay 0

RESOLVED, that Abstract #9 - 2011 in the following amounts be paid.

ACCOUNT	VOUCHER #	TOTAL EXPENDITURES
General A	9931 - 9944	\$ 13,602.37
General B	571 - 572	\$ 60.00
Highway DA	8356 - 8362	\$ 329.95
Highway DB	2429 - 2436	\$ 18,748.27

With no further business to discuss, the meeting was adjourned at 8:40 pm.

Respectfully submitted,

Rose M. LaQuay
Recording Secretary
Town of New Albion Town Council

Next meeting:	Budget Work Meeting	September 27, 2011	7:00 pm
	Regular Board Meeting	October 17, 2011	7:00 pm