

**TOWN OF NEW ALBION**  
14 Main Street  
Cattaraugus, NY 14719

**REGULAR BOARD MEETING**

February 17, 2014 7:00 p.m.

**PRESIDING:** Loyd Chilson, Supervisor

**PRESENT:** Councilmen: Dale Rogan, Michael Weishan, Thomas Young; Nathaniel Widrig, Dep. Hwy. Supt.; Rose LaQuay, Clerk

**ABSENT:** Daniel Goss, Councilman

**VISITORS:** Max Gross, Resident; Brian Bedell, Resident; Ray & Edith Hoxie, Residents; Jessica McGraw, Blue Cross Blue Shield; Shannon Goode, Town Justice; Frank Watson, Code Enf.; Eric Pritchard, Mayor; Michael Bogardus, Resident & Gowanda PennySaver News

**CALL TO ORDER:**

Supervisor Chilson called the meeting to order at 7:00 pm. The minutes of the January 21, 2014 Regular Board Meeting, Assessor and Clerk Reports and Court Spreadsheet were approved as presented.

**VISITORS:**

1. Max Gross & Brian Bedell - Protesting communication from and enforcement by Code Officer Watson.

**Resolution #17 - 2014 – Cease Code Enforcement Action**

On a motion by Councilman Rogan, second by Councilman Young, the following resolution was

**ADOPTED** Aye 3 Rogan, Weishan, Young  
Nay 0

**RESOLVED**, cease all code enforcement action against Max Gross and Brian Bedell, except sign investigation.

2. Ray & Edith Hoxie - In attendance in support of Max Gross and Brian Bedell.

3. Eric Pritchard - In attendance for health insurance proposal.

4. Jessica McGraw, BCBS of WNY - Board to review health insurance policy options for April 1, renewal.

5. Shannon Goode - Justice Goode wishes to return excess unclaimed bail and fine monies to NY State.

**Resolution #18 - 2014 – Excess Unclaimed Bail and Fine**

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

**ADOPTED** Aye 3 Rogan, Weishan, Young  
Nay 0

**RESOLVED**, to send excess unclaimed bail and fine monies to New York State.

6. Michael Bogardus - Gowanda PennySaver & News. In attendance to record meeting.

**CORRESPONDENCE:**

1. Catt. Cty. DPW - Multi Jurisdictional Hazard Mitigation Plan

**Resolution #19 - 2014 – Cattaraugus County Multi Jurisdictional Hazard Mitigation Plan**

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

**ADOPTED** Aye 3 Rogan, Weishan, Young  
Nay 0

WHEREAS, the Town of New Albion, with the assistance from Cattaraugus County, has gathered information and prepared the Cattaraugus County Multi-Jurisdictional Hazard Mitigation Plan; and

WHEREAS, the Cattaraugus County Multi-Jurisdictional Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the Town of New Albion is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

WHEREAS, the Town of New Albion has reviewed the Plan and affirms that the Plan will be updated no less than every five years;

**NOW THEREFORE, BE IT RESOLVED**, by the Town of New Albion Town Council that the Town of New Albion adopts the Cattaraugus County Multi-Jurisdictional Hazard Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

2. Catt. Cty. Dept. of Public Works - Agreement to Spend Highway Funds

3. NYS Unemployment Insurance - Notice of Reimbursable Billing

4. NYS Office of the State Comptroller - Fiscal Stress Monitoring System

5. Time Warner Cable - Expiring Agreements

6. Cornell University - Cornell Local Roads Program

7. Public Service Commission - Joint Rate Proposal

**REPORTS:**

**Highway** - Work report: Snow Removal - 20 days this month, hauled ice control sand, changed front differential on 94 International. Quote to replace 550 truck \$101,500 with plow and wing or \$66,500 v- plow, county contract price. Old truck could bring \$20,000 in auction.

**Resolution #20 - 2014 – 2014 Agreement to Spend Highway Funds**

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

**ADOPTED** Aye 3 Rogan, Weishan, Young

Nay 0

**RESOLVED**, that the Town Council execute the agreement to spend Town Highway Funds, as per the New York State Highway Law with the County Superintendent.

**Treasurer - No Treasurer Report.**

**Clerk - Tax Collection ongoing.** Delinquent bills with \$1.00 fee will be mailed beginning of March.

<b>January 2014</b>	<b>Check #</b>	<b>TOTAL</b>
<b>Amount Collected</b>		<b>\$ 275.00</b>
Animal Population Control	2357	\$ 47.00
NYS Dept. of Health	2358	\$ 22.50
Town of New Albion	2356	\$ 205.50
<b>Amount Paid Out</b>		<b>\$ 275.00</b>

**Board Reports - No Board Report.**

**OLD BUSINESS**

1. Constable reclassification - Waiting on reclassification from New York State.

**NEW BUSINESS**

1. Catt. Cty. Board of Elections - Verification of vacancy for next Town election.
2. Time Warner Payment of Taxes - Clerk LaQuay contacted Time Warner regarding difference in Franchise Fee vs. what was deducted from Time Warner Tax Bills.

**Resolution #21- 2013 – Time Warner Cable Tax Bills**

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

**ADOPTED** Aye 4 Erhart, Pritchard, Rogan, Weishan

Nay 0

**RESOLVED**, to reduce 046401 564.001-9910-945.280/188 from \$973.52 to \$801.87 and 046489 564.089-9910-945.280/188 from \$36.44 to \$27.68 per Franchise Fee of \$180.41 paid in 2013.

**Resolution #22 - 2014 – Executive Session**

On a motion by Councilman Rogan, second by Councilman Young, the following resolution was

**ADOPTED** Aye 3 Rogan, Weishan, Young

Nay 0

**RESOLVED**, to enter executive session at 8:44 pm to discuss ongoing code enforcement litigation with Clerk LaQuay and Code Enforcement Officer Watson present. Board came out of executive session at 9:13 pm. No action resulting from executive session.

**APPROVAL OF ABSTRACT**

**Resolution #23 - 2014- Abstract #2 - 2014 - February 17, 2014**

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

**ADOPTED** Aye 3 Rogan, Weishan, Young

Nay 0

**RESOLVED**, that Abstract #2 - 2014 in the following amounts be paid

<b>ACCOUNT</b>	<b>VOUCHER #</b>	<b>TOTAL EXPENDITURES</b>
General A	10480 - 10502	\$ 199,724.11
General B	645 - 646	\$ 8,000.00
Highway DA	8585 - 8595	\$ 81,521.94
Highway DB	2622 - 2629	\$ 110,337.54

With no further business to discuss, the board meeting were adjourned at 9:39 p.m.

Respectfully submitted,

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

Next Meeting: Regular Board Meeting March 17, 2014 7:00 p.m.