

TOWN OF NEW ALBION

14 Main Street
Cattaraugus, NY 14719

REGULAR BOARD MEETING

July 21, 2014 7:00 p.m.

PRESIDING: Loyd Chilson, Supervisor

PRESENT: Councilmen: Daniel Goss, Dale Rogan, Michael Weishan, Thomas Young; Nathaniel Widrig, Dep. Hwy. Supt; Rose LaQuay, Recording Secretary

VISITORS: Megan Pankow-Walker, Gowanda News; Ryan Frykholm, Simmons Recovery Consulting; Michael Bogardus, Resident; Shannon Goode, Town Justice; Jason Opferbeck, Resident; Duane Opferbeck, Resident; Eric Pritchard, Village of Cattaraugus Mayor; Frank Watson, Code Enforcement Officer

CALL TO ORDER:

Supervisor Chilson called the meeting to order at 7:00 pm. The minutes of the June 16, 2014 Regular Board Meeting, Assessor, Justice June Report, and Clerk Report were approved as presented.

VISITORS:

1. Megan Pankow - Walker - in attendance representing Gowanda News.
2. Ryan Frykholm, Simmons Recovery Consulting - Mr. Frykholm has been in discussions with Dep. Hwy. Supt. Widrig in regards to the damage from the May 13, 2014 Flooding/Heavy Rain event. A FEMA applicant briefing will be held July 24, 2014 at Cattaraugus County. Simmons Recovery Consulting services are reimbursed by FEMA, however funding is not guaranteed. Monies must be spent by the municipality, then the municipality is reimbursed by FEMA at 75%, NYS 12.5% and a local match of 12.5%.
3. Shannon Goode, Town Justice - Contracted for Town Prosecutor at a cost of \$200 per appearance, will be present in court every other month. Court finished clearing up old cases as recommended by NYS.
4. Jason Opferbeck, Resident - In attendance to discuss building permit and stop work order.
5. Duane Opferbeck, Resident - In attendance to observe.
6. Frank Watson, Code Enforcement Officer - CEO Watson waiting on supplemental information for pending permits. Permits light this month. CEO Watson has been working on Building Permit received from Jason Opferbeck for house. Property is landlocked, CEO is requiring easement showing access, unable to release permit on easement provided. Verification of easement required. Work commenced and Stop Work Order issued. Discussion between CEO, Town Board, Mr. Opferbeck and Village Mayor. Board entered Executive Session to discuss personnel. Final decision of Town Board and CEO Watson - Obtain verified easement, lift stop work order, no fines. Setbacks will be verified before stop work order lifted. Variance will be required if setback not adhered to.

Resolution # 47 - 2014 – Enter Executive Session

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

ADOPTED Aye 4 Goss, Rogan, Weishan, Young
Nay 0

RESOLVED, to enter executive session at 8:06 PM in order to discuss personnel.

Board came out of executive session at 8:17 PM. No action resulting from executive session.

7. Eric Pritchard, Village of Cattaraugus Mayor - Also attended regarding mowing of Rumsey Cemetery.
8. Michael Bogardus, Resident - In attendance to observe.

CORRESPONDENCE:

1. Thank You from the family of Dawn Weishan
2. Time Warner Cable - Expiring Agreements (2)
3. Time Warner Cable - Programming Notice
4. Cattaraugus County DPW - Closure of Broadway Road
5. NYS Dept. of Labor - Emergency Escape Systems for Firefighters
6. Blue Cross Blue Shield of WNY - Notification of Rate Change Request
7. MDA Consulting Engineers, PLLC - SEQR Negative Declaration
8. Catt. County - Unified Hazard Mitigation Program
9. Complaint from Linda Gordon - Mayo Road. *Referred to Cattaraugus County Health Department
10. Walter Gunther - Request appointment as caretaker Tug Hill Cemetery and Rumsey Cemetery
11. Robert Waite - Request appointment as caretaker Tug Hill Cemetery
12. National Grid - 10,000 Trees and Growing!
13. Joint Planning Board - Minutes, Next meeting September 17

REPORTS:

Highway - Work report: Maple Hill open but still requires work, mowed roadsides, helped Village of Cattaraugus with stoning. Dep. Hwy. Supt. Widrig to attend July 24, 2014 FEMA Applicant Briefing. Out of \$61,066.74 submitted on HDB portion of abstract to date, \$57,000.00 related to road repair from May 13, 2014 flood/rain event.

Clerk - Clerk requested Councilman Weishan review tax records prior to August meeting. Advised Board of Southern Tier West training of 4 classes on "Avoid Audit Findings from NYS Comptroller's Office". Working with Acme Business on Neopost account, still being billed for old postage machine turned in May 2014. Clerk has almost completed work on NYS Retirement Standard Work Day and Reporting Resolution for Elected and Appointed Officials. Working version of resolution presented to Board for review with final resolution to Board prior to August 18 meeting with required posting upon Board approval.

June 2014	Check #	TOTAL
Amount Collected		\$ 681.00
Animal Population Control	2368	\$ 79.00
NYS Dept. of Conservation	ACH	\$ 264.53
Town of New Albion	2369	\$ 337.47
Amount Paid Out		\$ 681.00

Treasurer - Treasurer requested transfers of \$40,000.00 to Highway DB Checking. Board can transfer from Highway Road Repair Reserve Account or from Highway DB Savings Account.

Resolution #48 - 2014 - Transfer

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

ADOPTED Aye 4 Goss, Rogan, Weishan, Young
Nay 0

RESOLVED, to transfer \$20,000.00 from Highway Road Repair Reserve and \$20,000.00 from Highway DB Savings to Highway DB Checking to pay this evening's bills.

Board Reports -

Supervisor Chilson - None.

Councilman Goss - None.

Councilman Weishan - None

Councilman Young - None

Councilman Rogan - Attended Ambulance Board Meeting, building is progressing. A letter will be going out to Town of New Albion residents informing them the Town can no longer cover the resident's share of transport. Councilman Rogan also attended the Joint Planning Board meeting, will advise the JPB to consult Comprehensive Plan in accordance with review of Zoning Law.

OLD BUSINESS

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

NEW BUSINESS

1. Four inquiries to care for Tug Hill Cemetery received. Walter Gunther to mow/trim Tug Hill and Rumsey Cemeteries at least 2 times per summer (as required) and marking of Veterans. Robert Waite to mow/clean Tug Hill Cemetery at least 3 times per summer. Larry Bain to mow Tug Hill Cemetery. Dennis Veith to mow Tug Hill Cemetery.

Resolution #49 - 2014 - Tug Hill Cemetery Groundskeeper

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

ADOPTED Aye 4 Goss, Rogan, Weishan, Young
Nay 0

RESOLVED, to contract Walter Gunther to care for Tug Hill and Rumsey Cemeteries by mowing both at least twice per year and ensure they are kept in respectful appearance and insure veterans graves are marked with service markers and adorned with American flags for compensation of \$850.00 / year paid by voucher, markers and flags will be purchased with compensation funds as described by Mr. Gunther.

2. Procurement Policy - An amendment to the Town of New Albion Procurement Policy is required to participate in General Municipal Law, Article 5A, Section 103 United States Communities Cooperative Purchasing Alliance. A sample resolution from the Town of Ashford was reviewed by the Town Board and Clerk LaQuay was advised to forward to Town Attorney Milliman for her review for possible inclusion into the Town Procurement Policy.

3. Insurance Policy Proposal presented to Town Board.

Resolution #50 - 2014 - Renewal of Insurance Package Policy

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

ADOPTED Aye 4 Goss, Rogan, Weishan, Young
Nay 0

RESOLVED, to renew Town of New Albion Insurance Policy through ENB Insurance and Glatfelter Public Practice at the proposed premium of \$14,866.31.

APPROVAL OF ABSTRACT

Resolution #51 - 2014- Abstract #7 - 2014 - July 21, 2014

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

ADOPTED Aye 4 Goss, Rogan, Weishan, Young
Nay 0

RESOLVED, that Abstract #7 - 2014 in the following amounts be paid.

ACCOUNT	VOUCHER #	TOTAL EXPENDITURES
General A	10577 - 10600	\$ 7,658.53
General B	655 - 657	\$ 63.84
Highway DA	8635 - 8646	\$ 2,241.28
Highway DB	2656 - 2666	\$ 61,066.74
Cemetery	141	\$ 300.00

With no further business to discuss, the meeting was adjourned at 9:19 p.m.

Respectfully submitted,

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

Next Meeting: Regular Board Meeting August 18, 2014 7:00 p.m.