

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

**REGULAR BOARD MEETING**  
November 20, 2017 – 7:00 PM

**PRESIDING:** Loyd Chilson, *Supervisor*

**PRESENT:** *Councilmen:* Cynthia Eaton, Daniel Goss, Mark Marcus, Patrick Murphy; David Rupp, *Highway Supt.*; Rose LaQuay, *Recording Secretary*

**VISITORS:** Norm Kazmark, *Resident*; Ernie Kionke, *Resident*; Colleen Young, *Bank of Cattaraugus*; Jan Bobseine, Patrick Cullen, Myra Johnston, and Joan Ryan, *Joint Planning Board*; Wirt Smith, *Village of Cattaraugus Mayor*; Paula Stockman, *County Legislator*

**CALL TO ORDER:**

Supervisor Chilson called the meeting to order at 7:12 PM.

**PUBLIC HEARING:**

Supervisor Chilson opened the Public Hearing on the Proposed Town of New Albion / Village of Cattaraugus Comprehensive Plan 2017 at 7:12 PM.

**PUBLIC COMMENT:**

- 1) Jan Bobseine – Village of Cattaraugus has already passed the proposed plan with the understanding that the plan can be amended or changed at any time. Recommended that the Town do the same.
- 2) Paula Stockman – County Plan was adopted in 1981. Recommended adopting the proposed plan now, and to make any changes or amendments at a later date.
- 3) Mark Marcus – Agreed to move forward with the proposed plan with changes presented by Cattaraugus Local Development Corporation and the Clerk’s Office to be implemented in the near future.

The Public Hearing on the Proposed Town of New Albion / Village of Cattaraugus Comprehensive Plan 2017 was closed at 7:20 PM.

**Resolution #62 – 2017 – Adoption of Comprehensive Plan 2017**

On a motion by Councilman Murphy, second by Councilman Marcus, the following resolution was:

**ADOPTED** Aye 5 Chilson, Eaton, Goss, Marcus, Murphy  
Nay 0

**RESOLVED**, to adopt the proposed Town of New Albion / Village of Cattaraugus Comprehensive Plan 2017.

**PUBLIC HEARING:**

Supervisor Chilson opened the public hearing on the Restore NY Grant Application and Property Assessment List at 7:20 PM.

**PUBLIC COMMENT:**

- 1) Colleen Young – Public Hearing requires rescheduling as 3 day advertisement was not submitted.

The Public Hearing on the Restore NY Grant Application and Property Assessment List was closed at 7:29 PM, to be rescheduled for Monday, December 4, 2017 at 7:00 PM.

**Resolution #63 – 2017 – Approval of Minutes and Reports**

On a motion by Councilman Murphy, second by Councilman Eaton, the following resolution was:

**ADOPTED** Aye 5 Chilson, Eaton, Goss, Marcus, Murphy  
Nay 0

**RESOLVED**, that the October 16, 2017 Regular Meeting minutes, the October 30, 2017 Budget Work Meeting minutes, the November 1, 2017 Joint Meeting minutes, and the November 9, 2017 Budget Hearing minutes as well as the Assessor and Clerk Reports were approved as presented by the Clerk.

**VISITORS:**

- 1) Wirth Smith – The Village Police are moving to the second floor of Village / Town Hall, making room for the Town and Village Clerks’ office to be separated as of January 1, 2018. The Town Clerk will have the former Police office.
- 2) Patrick Cullen – Requested the Board make the resolution authorizing the grant application.

**Resolution #64 – 2017 – Resolution Authorizing Supervisor Chilson to Submit the Grant Application Consistent with the Request for Funding Proposals (“RFFP”) for the “Restore NY Communities Initiative” Municipal Grant Program**

On a motion by Councilman Marcus, second by Councilman Eaton, the following Resolution was:

**ADOPTED** Aye 5 Chilson, Eaton, Goss, Marcus, Murphy  
Nay 0

WHEREAS, Governor Andrew Cuomo, and the State of New York recently announced another round of the “Restore New York Communities Initiative” where, in a partnership with the Empire State Development Corporation, the initiative seeks to provide assistance to Municipalities to help finance ongoing efforts to revitalize urban centers, encourage economic development, and add value to the community housing stock, and

WHEREAS, Supervisor Chilson desires to make application on behalf of the Town of New Albion, for one project with the Maximum grant allowed in the amount of One (1) Million dollars, and

WHEREAS, the Town of New Albion deems the proposed “14 Washington St and 11 Main Street” to be consistent with the existing local comprehensive and revitalization plans for Village of Cattaraugus; the proposed financing is appropriate for the specific facility or projects; the project facilitates effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and where applicable, the project develops and enhances infrastructure and or other facilities in a manner that will attract, create, and sustain employment opportunities.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of New Albion hereby authorizes the Supervisor to submit the grant application consistent with the Request for Funding Proposals for the “Restore NY Communities Initiative” Municipal Grant Program, consistent with the proposed project\* attached hereto and made a part hereof.

\*No project has been submitted to the Town as of the meeting date for attachment to the minutes.

**REPORTS:**

Highway – Supt. Rupp reported storm repair work done, and work on the Gowin Gulf rock project. Fill was added to Skinner Hollow Road and graded. Snyder Hill needs additional stone for erosion. Plows and sanders are ready for snow removal. Highway budget needs to be increased next year.

**Resolution #65 – 2017 – Accept Proposed On-Site Inspection**

On a motion by Councilman Murphy, second by Councilman Marcus, the following Resolution was:

**ADOPTED** Aye 5 Chilson, Eaton, Goss, Marcus, Murphy  
Nay 0

**RESOLVED**, to accept Wendel’s fee proposal dated September 29, 2017 to provide professional services for fulltime construction observation of the Waverly Street culvert rehabilitation. Proposal to complete the services outlined in the letter at \$32,650.00 to be billed at actual time spent.

Clerk – October Register Report distributed previously to Board members. Board authorized Clerk’s office to allow pick up of paychecks on November 22, 2017 with check date of November 24, 2017 for highway employee convenience. Clerk notified Board of receipt of training opportunities for newly elected and appointed officials.

<b>Clerk Report: October 2017</b>	<b>Check #</b>	<b>TOTAL</b>
<b>Amount Collected</b>		<b>\$ 746.00</b>
Animal Population Control	2487	\$ 73.00
NYS DEC	ACH	\$ 302.34
New York State Dept. of Health	2488	\$ 22.50
Town of New Albion	2489	\$ 348.16
<b>Amount Paid Out</b>		<b>\$ 746.00</b>

**Resolution #66 – 2017 – Opt Out of Paid Family Leave - FMLA**

On a motion by Councilman Murphy, second by Councilman Eaton, the following resolution was:

**ADOPTED** Aye 5 Chilson, Eaton, Goss, Marcus, Murphy  
Nay 0

**RESOLVED**, to opt out of the FMLA Paid Family Leave option.

Treasurer – Treasurer’s report was shared - transfer is needed to cover this month’s bills.

**Resolution #67 – 2017 – Transfer**

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

**ADOPTED** Aye 5 Chilson, Eaton, Goss, Marcus, Murphy  
Nay 0

**RESOLVED**, to transfer \$40,000.00 from General A Savings to General A Checking per recommendation of the treasurer.

**CORRESPONDENCE:**

1. Cattaraugus County DPW – County Road 76 Opening
2. Email from NYS DOS – Countywide Shared Services
3. Catt. County Office of Treasurer – Sales Tax Receipts
4. Amherst Bicentennial Commission – Request for Proclamation
5. L. Chilson – Comment Sheet RE: Tannery Bridge
6. Association of Towns – New and Continuing Town Officials
7. Email from M. Bogardus – (3) Complaints

8. NYS Paid Family Leave – Requirements to Complete by December 1
9. NYS County Court – (2) Tax Enforcement Notification
10. Cattaraugus Local Development Corp. – Recommendations on Proposed 2017 Comp. Plan
11. Association of Towns – State Austerity and Local Fiscal Stress Conference
12. J. LaQuay – Recommendations on Proposed 2017 Comp. Plan

Board – Loyd – Checked roads in town. Dan – Reviewed foreclosure notice and attorney’s response. Mark – The public is invited to the Village Dissolution Meeting on 11/27/17 at 7:00 p.m. at CLV. The Cattaraugus County Legislature will vote on the replacement of Tannery Bridge 11/21/17.

**OLD BUSINESS:**

1. Constable reclassification – waiting on reclassification from New York State
2. Joint Planning Board – proposed signage law tabled for JPB response.

**NEW BUSINESS:**

1. Short Environmental Assessment Form – Required to be completed and submitted to Cattaraugus County. The Board reviewed the form and completed Parts 1 – Project Information, Part 2 – Impact Assessment and Part 3 – Determination of Significance, including Supervisor signatures where applicable.
2. 2018 Budget Approval

**APPROVAL OF BUDGET**

**Resolution #68 – 2017 – Approval of Budget**

On a motion by Councilman Marcus, second by Councilman Murphy, the following resolution was:

**ADOPTED** Aye 5 Chilson, Eaton, Goss, Marcus, Murphy  
 Nay 0

**RESOLVED**, to approve the Town of New Albion Budget as presented for the fiscal year of 2018.

**APPROVAL OF ABSTRACT**

**Resolution #69 – 2017 – Abstract #11 – November 20, 2017**

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

**ADOPTED** Aye 5 Chilson, Eaton, Goss, Marcus, Murphy  
 Nay 0

**RESOLVED**, that Abstract #11 – 2017 in the following amounts be paid.

<b><u>Account</u></b>	<b><u>Voucher #</u></b>	<b><u>Total Expenditures</u></b>
General A	11297 – 11316	\$39,882.08
General B	780 – 781	\$7.94
Highway DA	8997 – 9006	\$26,154.79
Highway DB	2989 – 2997	\$40,555.51
Highway Capital Bridge Project	123	\$3,997.17

With no further business to discuss, the meeting was adjourned at 9:15 PM.

Respectfully submitted,

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