

Town of New Albion
14 Main Street
Cattaraugus, NY 14719
Regular Board Meeting
April 16, 2018 7:00 p.m.

PRESIDING: Loyd Chilson, Supervisor

PRESENT: Councilmen: Cynthia Eaton, Daniel Goss, Norman Kazmark & Patrick Murphy; David Rupp, Highway Superintendent; Eugene Doucette, Treasurer; Rose LaQuay, Clerk; Sherry Spina, Recording Secretary

VISITORS: Wirt Smith, Village Mayor.

CALL TO ORDER: Supervisor Chilson called the meeting to order at 7:01pm. Regular Meeting Minutes for March 19th, 2018, The Assessor report, Town of New Albion Justice court report, Rose LaQuay's Resignation letter, Town Clerk Monthly Report, and the Register's Report were all approved as presented by the clerk.

VISITORS:

1. Gene Doucette, Treasurer
 1. Adjustments were made to the 2017 bills that were paid in 2018.
 2. Installment Bond payment need to be broken down into separate budget line items. \$23,000.00 is to go into account DA9785.6, principal, and \$2000.00 is to go into account DA9785.7, interest.
 3. Equipment Bond payment is to be broken down into separate budget line items. \$10,050.00 goes into DA9785.6, Principle; and \$950.00 goes into DA9785.7, Interest.

Resolution #22 – 2018 – Installment Bond Payment Adjustments

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

ADOPTED Aye 5 Chilson, Eaton, Goss, Kazmark, and Murphy
Nay 0

RESOLVED, Treasurer Doucette was authorized to make the following budget adjustments. The installment bond payments are to be broken down into the following budget line items: \$23,000.00 in account DA9785.6, principal; and \$2,000.00 in account DA9785.7, Interest. The equipment bond payments are to be broken down into the following budget line items: \$10,050.00 in account DA9785.6, principal; and \$950.00 in account DA 9785.7, interest. This was a transfer from DA5130.2 Equipment total \$11,000.00.

4. Quarterly report shows that the General A1920.4 Municipal Assoc. Dues exceeded the budget amount.

Resolution #23 – 2018 – Transfer of Funds from the Contingent Account

On a motion by Councilman Patrick Murphy, seconded by Councilman Daniel Goss, the following resolution was

ADOPTED Aye 5 Chilson, Eaton, Goss, Kazmark, and Murphy
Nay 0

RESOLVED, Treasurer Doucette was authorized to transfer \$99.00 into General A 1920.4 from contingent account.

5. Discussed balances in the Reserve Accounts as of March 31, 2018.
6. Discussed the report on the Cemetery Account.
7. \$36,027.39 received for the Capital Bridge Project and needs to be transferred from Highway account.

Resolution #24– 2018 – Transfer of Fund

On a motion by Councilman Goss, seconded by Councilman Kazmark, the following resolution was

ADOPTED Aye 5 Chilson, Eaton, Goss, Kazmark, and Murphy
Nay 0

RESOLVED, Treasurer Doucette was authorized to transfer \$20,000.00 from the General Townwide savings account into the General Townwide checking.

Resolution #25– 2018 – Rescind Resolution #16 and Authorization to Purchase Rotary Tree Cutter

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

ADOPTED Aye 4 Chilson, Eaton, Kazmark, and Murphy
Nay 1 Goss

RESOLVED, Highway Supt. was authorized to purchase the rotary tree cutter. The funds will be drawn on Highway DA Reserve.

2. Wirt Smith, Village Mayor

1. A discussion about forming a Water District with the Town of New Albion was discussed. Town residents need a water district or village will have to remove Town residents from the water system. A water district will allow re-levy of water bills and spread the debt out to Town residents on water or charge town resident's double/increased rates. Town district would include Village. The letter is incorrect- Village cannot pay for creation of water district. The Village wants to increase Towns rent from \$6,000.00 to \$12,000.00 a year. Village is covering all the utility costs and wants to make improvements to the building. Village may waive rent for the next year to allow financing of water district for water project grant funds. Need local law to be able to re-levy water fees to Town & County tax bills. Village clerk will forward utility bills for supporting rent increase.

3. Frank Watson, Code Enforcement Officer
 1. New permits are light. New home going in on Chautauqua Road. Zoning hearing to be scheduled – tower is getting a new antenna. Notice is given to Scott Hollow Road regarding: automobiles- Special Use Permit suggested. Court hearing for April was cancelled for Mosher Hollow Road and rescheduled for May 1st. May is final deadline for New Albion Road.

4. David Rupp, Highway Superintendent
 1. Nova is planning on having 80% done in August for Waverly Street. Snow removal is winding down. There has been some vehicle maintenance - removal of brush, ditching and shoulder repair coming. Nova installed 2 gate valves on Waverly Street. We are waiting on a determination from FEMA/NYS; previous scope of work no longer applicable on Jefferson Street, a total replacement is needed. FEMA calling it prior deterioration, but there was an approval on initial repairs. Loyd Chilson needs to sign change of contact form authorizing Ryan Frykholm of Municipal Disaster Consultants Inc. as our new consultant.

Resolution #26– 2018 – New Municipal Disaster Consultant

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

ADOPTED Aye 5 Chilson, Eaton, Goss, Kazmark, and Murphy.
 Nay 0

RESOLVED, to authorize supervisor Chilson to sign change of contact form, designating Ryan Frykholm of Municipal Disaster Consultants Inc. as our new consultant.

CORRESPONDENCE:

1. Email from JR Searles, Catt Cty.- NYS Budget Update (2)
2. Email from Kyler Friol, Presentation Concepts – Town facility technology
3. Email from Gene Doucette – Equipment
4. Certificate of Insurance
5. Email from Ashley Milliman – Water District
6. Email from Ashley Milliman – Charter Franchise Agreement

REPORTS:

Justice: No report.

Clerk: The board appointed Sherry Spina as Town of New Albion Town Clerk effective May 1st, 2018 to fill the vacancy created by the vacancy of Rose LaQuay. Sherry Spina will serve as Town Clerk until the next election. Sherry Spina needs to go through the application process to become a DEC license issuing agent. Board wants to keep the \$1.00 delinquent notice fee for town and county taxes. Rose shared with the board complaints by two residents regarding the delinquent fee. Sherry discussed the proposed hours. Clerk's office will be open Mon, Tue, Thur. 10-3pm. Wed. 5-7pm. Fri. 10-5pm. Joy LaQuay is going to be on an on call basis. Highway Dept. will participate in the Memorial Day Parade on May 28th, 2018.

Clerk Report: March 2018, Amount Collected \$ 135.00
 Animal Population Control: Check # 2501 \$ 21.00
 Cattaraugus County Check # 2502 \$ 28.20
 Town of New Albion Check # 2503 \$ 85.80
 Amount Paid Out \$ 135.00

Resolution #27– 2018 – Appointed Town of New Albion Town Clerk

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

ADOPTED Aye 5 Chilson, Eaton, Goss, Kazmark, and Murphy.
 Nay 0

RESOLVED, to appoint Sherry Spina as Town of New Albion Town Clerk effective May 1st, 2018 to fill the vacancy created by clerk LaQuay's resignation.

Resolution #28– 2018 – Authorization for Sherry Spina to apply as DEC License Issuing

Agent Application

On a motion by Councilman Goss, seconded by Councilman Kazmark, the following resolution was

ADOPTED Aye 5 Chilson, Eaton, Goss, Kazmark, and Murphy.
Nay 0

RESOLVED, Authorizing Sherry Spina to apply as the DEC license issuing agent.

Board:

Supervisor Chilson: Traveled the roads. Also, received a call from resident regarding the delinquent notice fee.

Councilman Eaton: None.

Councilman Goss: Wants Highway Supt. to think about accepting millings from NYS/ Cattaraugus County and to look into putting in a system for reimbursement from FEMA. Also addressed the signer on the Town Clerk Account.

Councilman Kazmark: None

Councilman Murphy: None

Resolution #29– 2018 – Changed Signer on Town Clerk Account

On a motion by Councilman Goss, seconded by Councilman Murphy, the following resolution was

ADOPTED Aye 5 Chilson, Eaton, Goss, Kazmark, and Murphy
Nay 0

RESOLVED, that Sherry Spina will be the new signer on the Town Clerk Account effective May 1st, 2018.

OLD BUSINESS:

- a) Constable Reclassification – Waiting on Reclassification from NYS
- b) Joint Planning Board – Proposed Signage Law Tabled for JPB Response
- c) Tannery Street Bridge
- d) Waverly Street Project – Nova
- e) Charter Communications Franchise Agreement – Set public meeting for next month
- f) Village Request for Water District

NEW BUSINESS:

- a) Richard Murphy Citizenship Award Nominations – Nominations received for Kenneth Charles

Resolution #30– 2018 – Richard L. Murphy Citizen of the Year Award

On a motion by Councilman Eaton, seconded by Councilman Kazmark, the following resolution was

ADOPTED Aye 5 Chilson, Eaton, Goss, Kazmark, and Murphy
Nay 0

RESOLVED, to award the 2018 Richard L. Murphy citizen of the Year Award to Kenneth Charles

APPROVAL OF ABSTRACT:

Resolution # 31 - 2018 – Abstract # 4-2018 – April 19, 2018

On a motion by Councilman Kazmark, seconded by Councilman Murphy, the following resolution was

ADOPTED Aye 5 Chilson, Goss, Eaton, Kazmark, Murphy
Nay 0

RESOLVED, that Abstract # 4-2018 in the following amounts be paid including the additional vouchers as recommended by Treasurer Doucette.

ACCOUNT	VOUCHER #	TOTAL EXPENDITURES
General A	11384-11398	\$ 4,308.10
General B	796-798	\$ 52.63
Highway DA	9034-9041	\$ 2,432.76
Highway DB	3026-3032	\$ 44,742.08
Highway Capital Bridge	126-127	\$ 41,640.00

With no further business to discuss, the meeting was adjourned at 9:40 PM.

Respectfully submitted,
Sherry Spina
Recording Secretary
Town of New Albion Town Council

Next Meeting: Regular Board Meeting May 21st, 2018 7:00p.m.