

Town of New Albion  
14 Main Street  
Cattaraugus, NY 14719  
**Regular Board Meeting**  
November 19, 2018 7:00 p.m.

**PRESIDING:** Loyd Chilson, Supervisor

**PRESENT:** Councilmen: Cynthia Eaton, Norman Kazmark, Patrick Murphy, Dan Goss; David Rupp, Highway Supt. and Sherry Rupp, Town Clerk.

**VISITORS:** Mark Burr, County Engineer; Karen Burr, Cattaraugus County; Kathleen Ellis, Cattaraugus County Commissioner; Katie Harrington, Assistant Assessor; Daniel Martonis, Director of Real Property; Mark Alianello, MDA Consulting Engineer.

**CALL TO ORDER:** Supervisor Chilson called the meeting to order at 7:00pm with the Pledge to the American Flag. Regular Meeting Minutes for October 15, 2018, The Assessor report, Town of New Albion Justice court report, Town Clerk Monthly Report, and the Register's Report were all approved as presented by the clerk.

**CORRESPONDENCE:**

- a) Dan Martonis/Director of Real Property Tax Services
- b) New York Bond News Bulletin
- c) Judy Butler/Fire Commissioner/Secretary/Confirming Budget Hearing Nov. 7
- d) Greene County Bank/ Interest Payment
- e) Michael Came/Document Scanning Services
- f) Harris Beach/Evidence of filing and receipt of the IRS Form 8038-G relating to the BAN
- g) Greene County Bank/Advertising regarding financing.
- h) Sexual Harassment/Mandated Training Support
- i) Mark Alianello/ Re: Water District
- j) Ashley Milliman/Documents pertaining to the Water District
- k) Phone call/Mark Burr- Working on the Hazard Mitigation Project.
- l) Cattaraugus County is going paperless/Direct Deposit
- m) Zoning Board of Appeals was held on November 14<sup>th</sup> @ 7:00pm.

**VISITORS:** **Mark Burr** explained what transpired on a conference call with Homeland Security regarding the *Hazard Mitigation Project*. This is phase 2 of the project. Mark went on to say that the application is due December 19<sup>th</sup>, 2018 and will be electronically submitted. This project will consist of two applications- 1<sup>st</sup> application consisting of three properties and the 2<sup>nd</sup> application consisting of one property. The properties listed in both applications are looking to be acquired. Once the homes are removed then site restoration will begin and the property will be made into green space. New York State Representatives seem to be excited and confident that "We" The Town of New Albion have a shot at receiving funding from the Nationwide Funding Pot. Once again this is a process and it takes time and if we do not receive funding this time around, not to worry because there are multiple pots of funding that are available. We must remember that this particular pot of funding is Nationwide.

**Dan Martonis** is here to answer any questions that the town board members may have regarding *property re-evaluations*. Dan started working for Cattaraugus County 8 years ago. He went on to say that we need to provide Town's an option to acquire the counties professional services. The Town of New Albion is lucky to have Mary Bailey due to Mary being the best assessor around. Kate Harrington is being trained by the best and will be available on Thursdays at the Village/Town Hall. There are numerous assessors that are getting ready to retire within the next year. Dan is putting together a team of "In-House-Revail" assessors. All towns that came on board will be re-vailed. The Town of New Albion's last Revail was conducted 17 years ago-based on true sales. Dan went on to explain that not everyone will be happy with the Revail but property owners need to understand that a Revail does not increase the Levy, all it does is it makes sure that property owners pay their fair share. Mark Alianello asked Dan "What is comparable to the Town of New Albion?" Dan answered "That they would pull a hand full of sales to determine the values from Conegowanda and Leon. The equalization rate for the Town of New Albion is at 62%. In addition, Dan went on to say that the county is also helping with lawsuits, more than 5000 hit counties jumped on board. Norman Kazmark asked "When can we start the Revail?" Dan said that we are looking at 2 years to start the full blown Revail. There will be aerial photography done over a five year period to see changes in property. We will find a lot of taxable value out there and tax rate will go down. Since our last Revail 17 years ago we are sure to find a lot of structures that are not on the tax roll. Mr. Chilson discussed faults in Revail. Dan explained that there are some Revail's done on cheap, which those Revail's missing data. Dan assured the Town that this Revail will be done to the best of the county's ability. The county is here for the Town's. Dan said that there is no need to waste the money on a Revail which would cost the Town a lot of money. It will cost the Town nothing for the Revail if we wait to have it done. Pat Murphy said that the Town will hang on and we will wait for the county to do the Revail. There is no need to

rush, Dan explained that the Revail will not bring in more money but will spread out the Levy. The Town is on the counties list as of October 1<sup>st</sup>, 2019. The Town will have to sign a contract and our only payment for the Revail is that we continue paying the assessor. **Kate Harrington** stated that she is available every Thursday all day. The board members were asked if they were comfortable doing the Revail and the board members agreed that the Town will hold off and wait for the county to do the Revail.

**Mark Alianello** explained that there is a 10 step process in forming the *Water District*. The 1<sup>st</sup> step is to have a Resolution authorizing to spend General Town Funds to pay for the advance planning of a proposed Water District. Once the Town pays for the proposed Water District, the town will then be able to be reimbursed for ½ the cost through a grant the town was granted through Southern Tier West in the amount of \$4,500.00. The Town will then pay back \$4,500.00 to the General Town Funds. Mark proceeded to explain the steps in the process and how they are going to service the properties on the Water District. For property owners that want to tie into the Water District the Village of Cattaraugus will have to determine if they would be able to provide water to those properties-but ultimately the Village makes that decision. The Water District will start next year providing all easements are signed. The Water District will no longer need to tie into the Town's Highway Dept. power supply; they will be putting in their own power supply.

**Resolution #73 - 2018 – The Authorization of Expenditures of Available General Town Funds**

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

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

**RESOLUTION AUTHORIZATION OF  
EXPENDITURES OF AVAILABLE GENERAL TOWN FUNDS**

WHEREAS, the town board wishes to plan for an establishment of a water district within the Town of New Albion;

WHEREAS, the town board wants to authorize the expenditure of available general town funds To pay for the Map, Plan and Report;

WHEREAS, the proposed district or the district that is established, must reimburse the town for The cost of the plans;

WHEREAS, said expenditure is authorized pursuant to General Municipal Law Section 99-d; NOW THEREFORE, be it **RESOLVED** that,

The Town of New Albion is hereby authorized to use general funds to pay for the advance Planning of a proposed water district within the Town of New Albion which is to include but is Not limited to the Map, Plan and report to be prepared by Mark D. Alianello, P.E.

**REPORTS:**

**Justice:** Shannon Goode's Monthly Report.

**Highway Dept.:** David Rupp reported that for the last part of October and the first part of November the Town highway dept. has been getting ready for the oncoming winter season. Plows and wings were mounted onto the trucks, services were done as needed, with tires and wheels changed also. Last minute repairs were made to some roads with pot holes and shoulders fixed when weather permitted. Winter has seemed to have arrived, skipping right over Indian summer this fall. The plows have been out numerous times already. Work on the Waverly Street Bridge was curtailed for the winter season, due to the necessity of having a Scope of Work changed designed and approved by FEMA for a new out flow on the culvert downstream side. Nova Site Contractors has left equipment on site with the intention of returning to work as soon as all is approved. Municipal Disaster Consultants has expressed the Town concerns to NYS and FEMA the need for an expedient approval on the design submitted. The Town highway supt. and Disaster Consultants representative recently met with a field inspector from NYS DEHS onsite to review the Scope of Work change needed. On a related subject the Jefferson Street Culvert is being reviewed by NYS DEHS as to why no one seems to know what's happening to the project. The Town has received a RFI from NYS for records and files related to the project dating back to May of 2014. Disaster Consultants is handling the information request.

**Assessor:** Mary Bailey, Assessor reports, the county printed Enhances Star, Sr. Citizen and Agricultural renewals last week. I had planned to get Enhanced renewals out early, but with the additional information on the form (because of all the changes) and the second page, there were some problems fitting everything on two pages. Our State person came up with a solution late last week, so the county began printing. As soon as they are completed, I will get them mailed out with an informational sheet included, by late November/early December. While there may be confusion, the deadline is March 1<sup>st</sup>, so there is plenty of time for seniors with questions to call.

**Board:**

Councilman Loyd Chilson None  
Councilman Norman Kazmark – None  
Councilman Cynthia Eaton – None  
Councilman Patrick Murphy – None

**Resolution #74- 2018 – SPCA Agreement**

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

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

**RESOLVED**, Mr. Chilson is authorized to sign the SPCA Agreement for 2019.

**APPROVAL OF BUDGET**

**Resolution #75 – 2018 – Approval of Budget**

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

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

**RESOLVED** to, approve the Town of New Albion Budget as presented for the fiscal year of 2019.

**Resolution #76- 2018 – Transfer of funds.**

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

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

**RESOLVED**, Gene is authorized to transfer \$938.95 from account # 1410.1 to account # 1410.4.

**Resolution #77- 2018 – Transfer of funds.**

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

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

**RESOLVED**, Gene is authorized to transfer \$20,000.00 from the Hwy DA Savings account to the Hwy DA checking account.

**Clerk Report:** October 2018, Amount Collected \$ 1,174.00

Animal Population Control: Check # 2531 \$ 63.00  
Cattaraugus County Check # 2532 \$ 75.20  
NYS Environmental Conservation Check# EFT \$706.98  
Town of New Albion Check # 2533 \$ 328.82  
Amount Paid Out \$ 1,174.00

**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) Mike Bogardus requested a meeting with Catt. County – Re: Drainage/Waiting on date.

**NEW BUSINESS:**

- a) Village Request for Water District/Ashley is drafting up the agreement for us.
- b) Southern Tier Development Foundation / Water District Grant Award
- c) Hazard Mitigation Project

**APPROVAL OF ABSTRACT:**

**Resolution # 78 - 2018 – Abstract # 11-2018 – November 19, 2018**

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

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

**RESOLVED**, that Abstract # 11 -2018 in the following amounts is to be paid.

<b>ACCOUNT</b>	<b>VOUCHER #</b>	<b>TOTAL EXPENDITURES</b>
General A	11508-11531	\$ 9077.19
General B	815-816	\$ 10.93
Highway DA	8082-9092	\$ 29,391.93
Highway DB	3072-3079	\$ 60,808.26
Highway Capital Bridge	94-98	\$ 118,271.97

With no further business to discuss, the meeting was adjourned at 9:00pm.

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

Next Meeting:           Regular Board Meeting                           December 17, 2018                   7:00 p.m.