

TOWN OF AMITY
Regular Board Meeting

October 14, 2013

OFFICIAL

Present: Supervisor Charles Criss, Councilmen Mark Presutti, Don Skinner, Brian Clendenin.

Absent: Zeff Zenoski

Clerk: Richard Winterhalter

Deputy Highway Superintendent: Mark Bliven

Also Present: Refer to Exhibit A guest sign in.

The meeting was called to order by Supervisor Criss at 7:000 PM.

The meeting began with the Pledge of Alliance.

All votes taken at this meeting are by roll call taken by the Clerk or the Clerk's representative.

Supervisor Criss started the meeting by telling the board that at the last (Special) meeting Mark Bliven was appointed Deputy Highway Superintendent but that the memorandum of understanding was not part of the motion. This memorandum included a pay raise. Supervisor Criss made a motion to accept this memorandum of understanding which was part of making Mark Bliven Temporary Highway Superintendent. Councilman Skinner seconded the motion. Councilmen Skinner, Presutti, and Clendenin and Supervisor Criss voted Aye. There were no Nay votes. Motion carried 4-0-0.

Prior to the reading Clerk Winterhalter apologized for not having an agenda. It was explained that Supervisor Criss had sent an agenda but the clerk did not get that agenda in his email.

TOWN OF AMITY

Regular Board Meeting

Minutes for the September meeting were read by Clerk Winterhalter. A couple of errors were noted. All references to Mr. Mitchell were changed to Harold Mitchell. 90% of the board was changed to 90% of the people. A motion made by Councilman Clendenin was actually made by Supervisor Criss. Supervisor Criss asked that the fact the meeting was opened to the public for discussion. This will be in the corrected minutes. During the reading of the minutes Clerk Winterhalter told the board that the recording device being used belonged to the town and that some adjustments were made to the device and as long as background noise was held to a minimum the recording device worked well. This recording device would be used in the future. Reading of the minutes continued.

Minutes for the Special Meeting held September 13, 2013 were read.

Motion to accept minutes as corrected was made by Councilman Skinner. The Second was made by Councilman Clendenin. Supervisor Criss, Councilmen Skinner, Clendenin and Presutti all voted Aye. No Nay votes motion Carried 4-0-0.

Local law 1 of 1995 was introduced by Supervisor Criss. This law was written for the control of WilMac Park. Discussion followed. Supervisor Criss indicated this law would be used to enforce park regulations. Supervisor Criss said the law could not be amended by resolution if necessary. A resolution can be used to exercise power of management. A resolution would be ready for the next meeting.

NYS 2% budget cap was explained to the board by Supervisor Criss.

Supervisor Criss asked the board for approval of snow removal contract with the County of Allegany. Some discussion followed. A motion to approve this contract was made by Supervisor Criss. Councilman Presutti made the second. Supervisor Criss, Councilmen Skinner, Clendenin and Presutti voted Aye. No Nay votes. Motion carried 4-0-0.

Supervisor Criss had talked to Sexton John Francisco about the need to survey parts of the Forest Hill Cemetery. Councilman Skinner added that Sexton Francisco found some old maps which indicated the survey was done. The lots just needed to be staked out. The Highway department is currently in the process of making the boundary stakes. The highway department would place the stakes when completed. The Clerk was asked if he recorded locations. The Clerk replied

TOWN OF AMITY

Regular Board Meeting

that he issued deeds which showed the lot, section, and gave. Also explained that the data base was not 100% accurate. The Sexton had better records.

A meeting as a budget work session was set for Monday October 21st at 7PM.

Supervisor Criss let the board know that Russ Heslin would like to be a guest at the next meeting.

The Clerk was asked what the Supervisor could do better to help with the abstracts. The clerk replied that new invoices be provided each Monday so that they could be added in piecemeal to the abstract. This was agreed.

Deputy Superintendent Mark Bliven. Mark reported that the oil and stone work was completed on Feathers Creek Road. They worked in Wellsville for two days helping them pave. The Wellsville crew then helped patch Ackerman Hill. Hand patching will begin in the Amity Lake area. They are working on the stakes for Forest Hill Cemetery. Received bids for plow which will be purchased from Valley Fab Equipment for the price of \$5,430.00. Exhibit B. Mark also reported that the highway building roof is done.

Councilman Skinner thanked the Town Crew for the work they are doing

Discussion about damaged bridge that our insurance would probably not pay for.

Councilman Skinner started a discussion regarding the vacant position of the Highway Superintendent. Councilman Skinner introduced Bill Bielgow as a candidate for that position.

After a brief discussion Councilman Skinner made a motion to adjourn to executive Session for the purpose of discussing the Position of Highway Superintendent. Councilman Clendenin seconded the motion. Supervisor Criss, Councilmen Skinner, Clendenin and Presutti voted Aye. No nay votes. Motion carried 4-0-0. Bill Bigelow was invited to the executive session.

Executive session entered at 8:06 PM.

Executive Session ended at 8:19 PM at which time the regular meeting resumed.

Supervisor Criss made a motion to accept resumes for the position of Highway Superintendent for the term from October 2013 to December 31, 2014.

TOWN OF AMITY

Regular Board Meeting

Councilman Clendenin made the second. Supervisor Criss, Councilmen Skinner, Clendenin, and Presutti all voted Aye. There were no Nay votes. Motion carried 4-0-0. Clerk Winterhalter and Councilman Skinner will develop a help wanted add to be run in the Olean Times Herald.

Councilman Skinner discussed getting a new plow truck for the Highway. Deputy Superintendent Bliven explained how this could not be done by piggybacking on a contract already in place with Oneida County. He also explained what the savings would be based on a percentage discount from the MSRP. Mark Bliven told the board that the only truck that was really set up as a plow truck was Mac. This will be discussed more at the next meeting.

Councilman Skinner asked if Lisa Plummer had taken the Oath of Office. Supervisor Criss had checked that out with the Association of towns. He was informed that it was not required for the position Lisa Plummer has to take the Oath. Councilman Skinner indicated he thought it would be a good idea for her to take the oath.

Supervisor Criss made a motion to get a plow on the 07 Chevy truck. Motion was seconded by Councilman Skinner. Supervisor Criss, Councilmen Skinner, Clendenin and Presutti all voted Aye. There were no Nay votes. Motion carried 4-0-0. The plow will be purchased from Valley Fab for the amount of \$5,340.00. Bid included as exhibit B.

Mark Bliven suggested that the Town hire a part time person to mow road shoulders and a standby person for Plowing. No decision was made.

Councilman Skinner discussed getting Time Warner to hook up internet services at the Highway office. Supervisor Criss made a motion to have Time Warner install internet services for the town Highway. Councilman Presutti made the second. Supervisor Criss, Councilmen Skinner, Clendenin and Presutti all voted Aye. There were no Nay votes. Motion carried 4-0-0.

Highway abstract 10 was correct with the addition of a voucher that was left out. A motion to accept both Highway Abstract 10 in the amount of \$45,5701.78 and General abstract 10 in the amount of \$15,132.77 was made by Councilman Skinner. The second was made by Councilman Clendenin. Supervisor

TOWN OF AMITY

Regular Board Meeting

Criss, councilmen Skinner, Presutti and Clendenin all voted Aye. There were no Nay votes. Motion carried 4-0-0.

Dave Gominiak was given the floor. He made reference to votes that were taken regarding the appointment of the Deputy Highway Superintendent that may not have been proper. Dave cautioned the board they needed to be careful about how things were done and worded. He further indicated that the appointment of the Deputy Highway superintendent included additional money but was not disclosed. Dave further indicated that Supervisor Criss had call Russ Heslin and indicated he was going to be hired.

Councilman Skinner indicated that Supervisor Criss followed up correctly with a resolution to appoint Russ Heslin as the Town's assessor. Supervisor Criss indicated he did not call Mr. Heslin and tell him he was hired. He spoke to Russ Heslin about the fact that he had good response from the board regarding his appointment.

Next meeting date was set for November 11, 2013 at 7:PM.

A motion to adjourn was made by Councilman Skinner. The second was made by Councilman Clendenin. All Councilmen and the Supervisor voted Aye. No Nay votes. Meeting was adjourned at 9:05 PM.

Sincerely,

Richard Winterhalter Town of Amity Clerk