

# TOWN OF AMITY MINUTES

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REGULAR BOARD MEETING

July 14, 2014

**APPROVED BY THE BOARD**

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Present: Supervisor Dana Ross, Councilpersons, Jeff Zenoski, and Miranda VanDyke

Clerk: Richard Winterhalter

Highway Superintendent: Bill Bigelow

Absent: Councilpersons Brian Clendenin and Josh Brown.

Also Present: Exhibit A.

***All Votes taken at this meeting will be by roll call.***

The meeting was called to order by Supervisor Dana Ross at 7:00PM.

The meeting opened with the Pledge of Allegiance.

A motion to wave the reading of the minutes of the last meeting was made by Councilperson Miranda VanDyke. A second to the motion was made by Councilperson Jeff Zenoski .

All councilpersons and the Supervisor voted Aye. There were no Nay Votes. The motion carried 3-0-0.

A motion to accept the minutes of the last meeting was made by Councilperson VanDyke. A second to the motion was made by Councilperson Zenoski.

All councilpersons and the Supervisor voted Aye. There were no Nay Votes. The motion carried 3-0-0.

Supervisor Announcements:

An executive session will be held at the end of the business meeting to discuss the Union Contract.

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Louis Windus has resigned her position on the Board of Assessment Review. Clerk Winterhalter was asked to find a replacement and present a resolution to the board at the August meeting.

The board was told of the request of Barb Woolston to use WilMac for movie night which is mute because she has already used it.

Discussion regarding approval from the DOT to post speed limit on Dry Brook Road. Letters are exhibit B. No decision was reached.

The dates for the budget process were provided. An action plan was discussed. The Public hearing must be held by November 14<sup>th</sup>, 2014. Budget must be adopted by November 20, 2014.

Issues regarding the current budget was discussed. Information regarding the cuts that were made for 2014 were causing problems with this years spending. Some budget items are already over. The legal budget is a major concern due to the water project and Union Contract coming up this year. Supervisor Ross indicated he did not want to dip into reserves to reduce taxes. Reserves may be needed for unforeseen event.

### UNFINISHED BUSINESS:

Water District update. MRB had meetings scheduled with the Village of Belmont Water supervisor. The scheduled meetings were rescheduled by the Village for unknown reasons. This has delayed the process. Water system issues were discussed. Some estimates were done to repair or replace water lines. Cemetery hill was excluded due to the fact those lines are fairly new. Estimates will be in soon. July 31<sup>st</sup> a meeting has been scheduled with MRB. It has been determined that the project is that of the Town's and the Village will be left out unless they are willing to put some money into the project. Councilman Zenoski asked if the Village could deny water. Without a legal opinion Supervisor Ross indicated that they probably could. Supervisor Ross will get a legal answer to that question. Supervisor Ross expressed frustration about the delays that have been caused as

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a result of some setbacks caused by the Village. He indicated that without those setbacks we could have had the districts in place by August as originally planned.

The complaint regarding the Middaugh horses was discussed. Supervisor Ross told the board that Supervisor Fleming of Scio would like to come to our August meeting to discuss ways to work with Amity to see if a solution can be reached.

The idea of fence viewers was discussed. The general opinion is that using these viewers will open issues that cannot be solved. No decisions were made.

### ON GOING BUSINESS:

Abstracts were reviewed. An issue was noted of a duplicate invoice. The issue was resolved by the Clerk prior to the start of the meeting. The cost and financing of the new truck was discussed. The voucher for the Truck purchase will be approved so that when the time comes to purchase a check can be drawn.

The DCO reports were reviewed and discussed.

The Town Clerks report was reviewed. The Clerk explained that an error was made in one of the June deposits. The Deposit was over by \$5.00. This was due to the fact that when the clerk was completing the deposit slip he put a check for 155.00 as 150.00. The error was not obvious so the Clerk took 5.00 from Petty Cash to make the deposit equal to the receipts. The difference was to be found later. The bank made the deposit and reported that 5.00 too much in the deposit. The deposit was left as it was. The Clerks account will use the extra \$5.00 as a safety net. The clerk later discovered the error. No additional changes were made. The appropriate entries were made on the clerks log and the petty cash log. Supervisor asked the clerk about how much the Town made by selling DEC licenses. The Clerk indicated it varied but the amount was not much. Supervisor asked if we buy the equipment. The equipment is all paid for and maintained by DEC.

Bookkeepers report was reviewed. No questions.

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The YTD budget was reviewed. No questions. Supervisor Ross will keep a close eye on the budget in an effort to anticipate any problems.

#### NEW BUSINESS:

Barb Woolstons complaint regarding conditions at WilMac was discussed. Supervisor Bigelow has already take action by fixing many of the problems reported. Some issues need more information.

The condition and maintenance of the Tennis Courts was discussed. No action was taken. Supervisor Zenoski asked how the town got the responsibility of WilMac. No answer was available. Supervisor Ross explained that at one time Belmont Central School held Tennis matches there and the school took part of all most of the responsibility to maintain them. Now that the school has moved to GVCS most of the citizens go there to play tennis.

Councilman Zenoski suggested that maybe the Tennis Courts could be turned into a T-Ball field.

No decisions were made.

The fields behind the old school used to be maintained by the Town. That responsibility is now done by the Fire Department.

Additional discussion regarding the mowers that were used by the Town to maintain the fields followed. Some information is still need to determine ownership of a second mower. The first mower can be used for maintaining the fields but if the cemetery mower breaks down the Town will reclaim the mower.

Supervisor Ross has indicated he will speak to Barb Woolston in more detail about her complaint.

Supervisor Ross indicated that the Town will make the decision regarding what will be done at WilMac unless others are willing to put some money in.

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The Doug Serra easement was discussed. The Town purchased an easement from Mr. Serra. The paperwork has never been signed by Mr. Serra. Additional discussion took place. The Clerk will meet Supervisor Ross on Monday July 21<sup>st</sup> at 4pm to pull all the paper work. The Supervisor will determine what the next step should be after reviewing all the paperwork.

#### HIGHWAY SUPERINTENDENT REPORT:

Brush cutting on many of the Town Roads.

Burial for Kemp family.

Cleaned the creek on Plumbottom Road that was causing flooding.

Removed a gravel bar from the creek on Ingraham Road.

Changed 5 driveway pipes that were rotted. The steel ones were replaced with plastic. There are many more to replace. Owners to purchase initial pipe and Town will maintain.

Sent a truck to Angelica and Wellsville to help oil and stone.

Had some parts made for the brush hog, built all the mounting brackets and mowed Cemetery Hill Rd and Ackerman Hill Rd.

Need to open box on excavator.

The new truck came on the 20<sup>th</sup>. It was licensed Friday the 11<sup>th</sup> of July. It was noted that it does not turn as sharp to the left as it does to the right. This issue is being looked at.

The old Peterbuilt is back together. Mark Cline and Superintendent Bigelow painted it.

Roadsides mowed on Noble, Street Nobles Road, Back River Road and all of Belividere. Do not know if Irons Road can be mowed due to the trash on the

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roadside put there by owners. Connie Middaugh seemed to think that there was money set aside to fix the shoulders. Bill explained this was not true. Connie was okay with things after they talked. Bill explained that the only way to fix Irons Road is to start over. Some additional discussion. Some of the junk has been cleaned up but a great deal of junk is still there. Told of other roads that need to be fixed in the future.

Cleaned up storm damage in the Cemetery. Multiple trees came down. Some head stones were damaged. The Town Crew had the damage cleaned up the next day.

Autocar needs a new Hydraulic pump, boom truck needs a new gear box. Estimate to repair about \$2,000.00. There should be enough money in the budget to cover this expense.

Boom truck needs a new gear box. It is difficult to find parts for this truck. Estimate cost to repair about \$1500.00. A new gear box can be found. No decisions made. Discussion regarding inspections that needs to be done and documented. Discussion regarding fixing followed. A decision to repair bucket truck and let the Autocar repair wait was made. This decision was prompted by budgetary concerns. For maintenance.

Repaired the bathroom door and drinking fountain at WilMac park, Not sure what to do about the tennis courts. Discussion followed. At one time Belmont Central School held tennis matches there. They paid for most of the maintenance.

In the process of digging foundations for several new headstones.

Feathers creek bridge has been red flagged. Discussion regarding what red flag means. Red flag requires immediate attention.

The green truck should sell for at least \$62,500.00. Will know by Thursday July 17<sup>th</sup> if it will bring \$75,000.00

Auction bid of \$15,900 for bulldozer. It should be replaced as soon as possible with something smaller. A discussion followed regarding sell and repurchase. A

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decision was made to accept bid price and before repurchase that all options including lease or rental should be explored and brought to the next meeting for a board decision.

Councilperson VanDyke made a motion to accept the auction bid of \$15,900.00 for the bulldozer. Discussion followed. Councilperson Zenoski made the second. All councilpersons and the supervisor voted Aye. There were no Nay votes. Motion carried 3-0-0. Superintendent Bigelow will take action to complete the sale.

#### APPROVAL OF ABSTRACTS:

A motion to accept the General Abstract 7 General in the Amount of \$31,917.91 and Highway abstract 7 in the Amount of \$239,752.10 made by Councilperson VanDyke . A second was made by Councilperson Zenoski. All Councilpersons and the Supervisor Voted Aye. There were no Nay Votes. The motion carried 3-0-0.

#### NEXT MEETING DATE:

The next regular board meeting will be held the 11<sup>th</sup> of August at 7:00PM at Town Hall.

#### SUPERVISORS ROUND TABLE:

Supervisor Ross talked about the Time Warner franchise. Andy Cornell is looking into this. Another law firm as approached the Town. They specialize in this type of contract. We may need to hold a Town meeting regarding the franchise renewal.

Clerk Winterhalter spoke of how Town and Village residents have commented on how good Forest Hills Cemetery looks. Then he commented on the approach to the cemetery. The Sidewalks are in really bad shape with lots of brush overgrowing the sidewalks. It is necessary to walk in the road. He suggested that any time someone comments on how good the cemetery looks it might be worth suggesting a trip to a Village meeting to complain about the condition of the approach to the cemetery.

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OPEN TO THE PUBLIC:

Dave Gominiak commented on the sidewalks and suggested citizens talk to the Village about these things.

Wendy Skinner and Marinda VanDyke had a discussion about the care of the property in the back of the old School. The Village has given the fire department the responsibility of care for the grounds in the back of the old school

END MEETING:

Councilperson Zenoski made a motion to enter executive session to discuss the upcoming union contract. The second was made by Councilperson All Councilpersons and the Supervisor Voted Aye. There were no Nay Votes. The motion carried 3-0-0.

Executive session started at 9:10PM.

Executive Session Ended at 10:04 PM.

No decisions were made.

ADJOURN MEETING:

Motion to adjourn regular meeting was made by councilperson VanDyke . A second was made by Councilperson Zenoski. All voted Aye. Motion carried 3-0-0.

Sincerely, Richard Winterhalter Town of Amity Clerk

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