

Supervisor William Weber called a regular meeting of the Pulteney Town Board to order at 7:00 PM on Wednesday, October 8, 2014, at the Pulteney Town Hall with the Pledge of Allegiance.

Present were: Supervisor William Weber; Councilman Richard Musso; Councilman Kathleen Burns; Councilman Nancy Cole; Councilman Mark Illig; Highway Supt. Terry Gibson; Atty. Patricio Jimenez; Bookkeeper Joyce Apenowich and Town Clerk Erica Giambra.

Councilman Musso made motion seconded by Councilman Illig to accept the minutes of the September 10, 2014 meeting. All in favor. Carried.

Councilman Musso made motion seconded by Councilman Burns to make the following transfers. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

2014

(line item transfers)

Oct

Highway

Acct from		Amount	Acct to		Amount
D5132.4	Garage-Contractual	-\$650.00	D5132.44	Garage Electricity	\$650.00
	Total hway	-\$650.00			\$650.00

General

A7310.2	Youth Prog -Equip	-\$5,500.00	A7310.4	Youth Prog Contractual	\$5,500.00
A1355.2	Assessor-Equipment	-\$250.00	A1355.4	Assessor-contractual	\$250.00
A1410.11	Deputy Clerk	-\$800.00	A1620.41	Telephone	\$540.00
A1620.1	Bldg Personal	-\$200.00	A1670.43	office supplies	\$75.00
A1620.4	Bldg Contractual	-\$400.00	A1620.44	Electricity	\$2,500.00
A1620.42	Bldg-repair & maint	-\$300.00	A1670.43	Advertising	\$280.00
A1010.4	Board Contractual	-\$200.00			
A1450.1	Elections-Personal	-\$60.00			
A1450.4	Elections Contractual	-\$125.00			
A1620.48	Insurance	-\$1,310.00			

total General	-\$9,145.00	\$9,145.00
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Water District

SW9040.8 workman's comp	-\$41.75	SW8310.45 Postage	\$50.00
SW8389.4 Contingency	-\$240.00	SW8320.41 Electricity-master	\$608.60
SW8340.47 Jerusalem Transfer fee	-\$960.00	SW8320.42 Electric-Roff Hill	\$2,650.00
SW9060.8 Health Ins	-\$1,252.85	SW8330.20 Purification-Equipment	\$600.00
SW8340.6 Cost of water	-\$1,214.00		
SW8340.42 Generator Fuel	-\$200.00		
Total water	-\$3,908.60		\$3,908.60

Councilman Cole made motion seconded by Councilman Musso to pay General Bills in the amount of \$959.92 being vouchers No. 14-169 to No. 14-170 on Abstract No. 9A. On Abstract 10 vouchers No. 14-171 to No. 14-189 in the amount of \$12,655.93. In the amount of \$273.19 vouchers No. 14-190 to No. 14-191 on Abstract 10A. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Councilman Illig made motion seconded by Councilman Musso to pay Highway Bills in the amount of \$308.47 vouchers No. 14-186 to No. 14-187 on Abstract 9A. In the amount of \$4,250.30 being vouchers No. 14-188 to No. 14-204 on Abstract No. 10. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Councilman Cole made motion seconded by Councilman Burns to pay Water District No. 1 Bills in the amount of \$1,371.57 being voucher No. 14-77 on Abstract No. 9A. Vouchers 14-78 to 14-82 on Abstract 10 in the amount of \$1,214.21. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Supervisor Weber noted that finances are tracking nicely.

Councilman Illig made motion seconded by Councilman Burns to receive and place on file the following reports: Municipal Services; Dog Control Officer; Historian; and Justice.

Highway Superintendent Gibson reported that they have been grading and placing gravel on the roads. The Highway Department attended a safety class instructed by NYSEG on how to handle down wires. The class taught to treat all wires as the same, to wait for help, and to stay in your vehicle. Squirrels have actually been the cause of a lot of down electrical wires. Supt. Gibson announced also that the truck body will be installed soon over the next few weeks. Lastly, concrete blocks and vegetation were removed in and around the right of way that were sitting and blocking the view on Brown Rd.

Supervisor Weber wanted to make a special announcement that the Town of Pulteney Librarian, Barb Radigan has been given the distinct honor of Innovative Library Director. This was the first year this honor was awarded and it encompasses 48 libraries in 5 counties.

At this time County Legislator Mike Hanna introduced Sheriff David Cole. Sheriff Cole's presentation was based on Steuben County's Drug Interdiction Plan. This plan involves a professional multi-agency effort within Steuben County through the DA's Drug Initiative that has expanded investigations and enforcement of illegal drug use and sales. The Sheriff is also working with local schools to promote drug awareness and get students more involved. He also re-enforced using the new Drug Tip Line, emailing the new Website, and/or calling the Sheriff's Office to report any narcotics activity.

Councilman Illig made motion seconded by Councilman Cole to recess the regular meeting and open the scheduled public hearing on the preliminary Town budget for 2015. All in favor. Carried.

At 7:30, Clerk Giambra read the following legal ad that was published in The Corning Leader:

PUBLIC NOTICE OF Filing of Preliminary 2015 Budget with the Town of Pulteney Clerk's Office at 9226 County Route 74, Pulteney, NY.

The Budget will be available for review by the public until October 8, 2014 at 7:30pm, at which time there will be a Public Hearing. Persons wishing to appear at the hearing may do so.

Date of Notice: September 25, 2014.

Erica Giambra, Town Clerk

Copies of the tentative budget were made available and on hand for the public. Supervisor Weber reported the total assessed value for the Town is \$268,375,553.00. The tentative budget falls below the 2% levy in which now taxpayers of the Town of Pulteney will be eligible to receive a rebate check from New York State. The preliminary tax rate for 2015 is figured to be 2.96% whereas in 2014 it fell at 2.98%.

As another highlight, Supervisor Weber noted we now have 330 customers hooked up to the water. The quarterly billing charge which covers the operations costs of the district will go down approximately \$11.00 from \$136.00 to \$125.00 quarterly. This is the approximate rate of where it should be for customers. The EDU (Unit of Water Usage) yearly rate has also dropped from approximately 355 to 321.

Supervisor Weber then asked the public for any questions and/or comments. There were neither from the public. Councilman Cole made a motion to close the public hearing seconded by Supervisor Weber. All in favor. Carried.

Supervisor Weber made a motion to adopt the preliminary 2015 budget and make it the official 2015 budget seconded by Councilman Illig. Roll call vote: Councilman Musso, yes;

Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Supervisor Weber noted that Clerk Giambra will draw up a cover sheet along with the budget for the public to be able to view at all times.

Under old business, Attorney Jimenez had drafted a Town of Pulteney Vehicle Use Policy. This laid out the policies, procedures, terms, and conditions of employee access to the Town vehicles. It was reviewed by the Board with a few minor additions and omissions. It was noted that Clerk Giambra would draw up the Policy in accordance with these changes to make official. Councilman Cole made a motion to adopt as an official policy seconded by Councilman Musso. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried. Copies will be given to all employees that use and have access to employee vehicles and must sign acknowledging they have received a copy.

In regards to the Gibson Road Lawsuit, the Judge has encouraged that a settlement be reached. Another pre-trial conference will likely occur in November with a trial to follow in December or January if a settlement cannot be reached. Gamba's attorney wants the Town to make a formal proposal of settlement that would be drawn up by Attorney Jimenez. We will continue to follow up with this situation.

Continuing with old business, Supervisor Weber reported that we received an appraisal for the Gravel Pit that the Town owns for \$134,000. This appraisal was conducted by Keuka Appraisal Services. This will be made public record and will be available to review at all times. The Town Board will need to meet with the adjoining owners to discuss selling vs. giving the property away with long standing rights to other contiguous property and gravel pits. The Town Board will be revisiting and addressing the situation on a continual basis into 2015.

Supervisor Weber introduced the proposed revised sign law and asked the public to review and if there were any comments or questions. The Town Board, in agreement with the public, made an addition as to the sign size. With the advice of Atty. Jimenez, it was decided that this law would in fact be a separate stand alone law. Councilman Musso made a motion to hold a public hearing on the proposed sign law at the November 12, 2014 board meeting at 7:30 pm and authorize Clerk Giambra to advertise this hearing seconded by Supervisor Weber. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, no; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Highway Supt. Gibson reported that the tennis courts will eventually need replaced but for the remainder of this year we should temporarily fix the cracks. The replacement of the courts will be estimated into the 2016 budget. Councilman Musso proposed to make motion to go ahead and have Supt. Gibson make the necessary repairs to the courts this fall with a \$1000

cap seconded by Councilman Cole. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Under new business, a Resolution was proposed to authorize the application for a JCAP GRANT for court associated equipment to request the maximum amount available. Supervisor Weber made the motion to authorize seconded by Councilman Burns. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

A motion by Councilman Illig was made for a Resolution authorizing re-levy of past due water charges and other charges for Town work on private property seconded by Councilman Musso. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Councilman Cole announced she received an email and was in discussion with Solar Liberty regarding solar panels for the Town of Pulteney. It appears to make sense for the Town to enter into a PPA (Power Purchase Agreement) in which the Town would lease rather than own the solar system but meanwhile benefit from the energy it produces. Once Solar Liberty sets the PPA in place, approximately the beginning of next year, the Town Board will follow up and ask them to speak to the public regarding solar energy and the benefits.

Supervisor Weber asked for thoughts regarding when Trick or Treat should be for the Town of Pulteney. Councilman Cole made a motion to have it October 31, 2014 from 5-7 pm and to advertise in the Southern Tier Shopper and around the Town Hall. This motion was seconded by Councilman Musso. All in favor. Carried.

Councilman Musso made motion seconded by Councilman Burns to adjourn the meeting. All in favor. Carried.

Meeting adjourned at 8:40pm.

Town Clerk

A RESOLUTION

To authorize the application for a JCAP GRANT for COURT associated equipment to request the maximum amount available.

The Town Clerk is hereby authorized to send this RESOLUTION and associated documents to the New York State Justice Court.

Motion by Supervisor Weber

Second by Councilman Burns

Roll Call Vote Attest:

Erica Giambra, Town Clerk, 8th of October, 2014

A RESOLUTION

Whereas certain water account customers may be delinquent in paying their quarterly water bills, it may be necessary to have the arrears added to their Town and County tax bills.

Therefore be it resolved that the Town of Pulteney hereby authorizes the Steuben County real property tax office to re-levy the delinquent water charges to the owner of the property and that the Town of Pulteney will provide the necessary information to the County.

Memo from the County Real Property Tax Service attached hereto.

Motion by Councilman Illig

Second by Councilman Musso

Role call vote, Attest by Town Clerk, 8th of October, 2014
