

## September 10, 2014

Supervisor William Weber called a regular meeting of the Pulteney Town Board to order at 7:00 PM on Wednesday, September 10, 2014, at the Pulteney Town Hall with the Pledge of Allegiance. Supervisor Weber then took a moment of reflection on the passing of Barbara Faber. In addition, Councilman Nancy Cole gave a brief synopsis of her life and what a hole in the community her loss has brought.

Supervisor Weber introduced the two new members of the Town of Pulteney: Water Attendant Chuck Dluzak and Town Clerk Erica Giambra.

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 Cole made motion seconded by Councilman Musso to accept the minutes of the August 13, 2014 meeting. All in favor. Carried.

Councilman Musso made motion seconded by Councilman Cole to make the following transfers. In the General Account from A1355.2 in the amount of \$100.00 to A1355.4, from A1620.51 in the amount of \$2,141.00 to A1620.2, from A1670.41 in the amount of \$300.00 going to A1670.43. 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 Musso to make the following transfers in the Water District Account from SW9060.8 in the amount of \$3,000.00 to SW8310.4, \$200.00 going from SW8330.45 to SW8310.4, and \$100.00 going from SW8330.44 to SW8330.2. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Supervisor Weber also noted that the finances are tracking nicely and there are no highway transfers.

The current bank balances for each account stand at; \$209,636.15 in the General Fund Savings, \$91,886.16 in the Water District Operating Account, and \$174,751.49 in the Highway Capital Reserve Account.

Councilman Musso made motion seconded by Councilman Cole to pay General Bills in the amount of \$8,643.88 being voucher No. 14-150 to No. 14-168 on Abstract No. 9. 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 Musso to pay Highway Bills in the amount of \$13,582.52 being vouchers No. 14-170 to No. 14-185 on Abstract No. 9. 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 Burns to pay Water District No. 1 Bills in the amount of \$13,475.62 being vouchers No. 14-67 to No. 14-77 on Abstract No. 9. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Councilman Musso made motion seconded by Councilman Burns to receive and place on file the following reports: Code Enforcement Officer (CEO) & Watershed Officer, Zoning Officer; Dog Control Officer; Historian; Water Plant Operator and Justice. Supervisor Weber noted that the CEO, Watershed, Zoning, and Water Plant Operator reports will now all be combined under the heading of Municipal Services.

Highway Superintendent Gibson reported that they have been replacing bad culvert pipes on Stone Rd, Glodes Corners Rd, and Pizura Rd. Potholes have been patched and roadsides mowed. They have been digging out bad sections in the roads and making necessary repairs. Supt. Gibson and Jim attended a class on how to fix damaged streams from flooding and how to prevent future damage. They also have been helping Wayne with stone and oil.

Clerk Giambra appointed Donna Conley as the Deputy Town Clerk.

Councilman Cole reported that there will be a presentation by Solar Liberty regarding solar panels at the next Town Board meeting October 8, 2014.

Under old business, Attorney Jimenez 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 is to be reviewed by the Board with a possible adoption at the October 8, 2014 Board meeting.

There has been no real movement with the Gibson Rd. Lawsuit. Gamba's attorney has contacted Attorney Jimenez to discuss a settlement. Attorney Jimenez provided the Board with a report of settlement negotiations. At this point, a trial date has still not been set.

Supervisor Weber reported that the library has elected not to use the tennis court site as a possible new location. Therefore, we are still awaiting the tentative amount for repairs to fill the court cracks as well as other necessary repairs. The next reasonable steps regarding the library is to get a surveyor, Attorney Jimenez would then need to draw up a deed, a hearing would be set and held and if it passed the town would give a piece of property to the library. We will address this situation on a regular basis in the future.

Continuing with old business, Highway Superintendent Gibson reported that the Town Highway Department will be totally done and removed from the Town Gravel Pit by next spring. The gravel consists of about 13 acres with portions that have been leveled and graded according to state specifications. Portions of the property also contain a nice view of Keuka Lake. We are still awaiting the appraisal of the gravel pit with possible options to sell to the neighbors barring deed restrictions.

Councilman Musso opened the floor to the public, after making prior contact with multiple local businesses, asking for their opinion and voice regarding the proposed sign law. It was decided that there needs to be a clarification on "What constitutes a sign." The language in the portion of the law needs an exact definition. There was public concern regarding Regulation E which allowed only 2 signs on premises. Once Attorney Jimenez drafts a more precise, clearer language of the sign law, then the Town Board will revisit and will make open for the public to hear again.

Supervisor Weber made motion seconded by Councilman Musso to pass a resolution concerning the Town of Pulteney's involvement with KWIC. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Under new business, it was discussed that a budget workshop needs to be set. It was decided it will be September 25, 2014 at 7:00 p.m. at the Pulteney Town Hall. Supervisor Weber made motion seconded by Councilman Burns to advertise this notice in the Corning Leader. Roll call vote: Councilman Musso, yes; Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Supervisor Weber has acquired a bid for an Air Conditioning unit to be installed in the Judge's Chambers. The bid was from Keeler's in the amount of \$2,600.00. This bid includes all materials and installation minus the electrical work. The Town will have the electrical work done by a third party. It was decided that it wouldn't be necessary to be installed until the spring but

the Board will include it in the discussion at the budget workshop meeting.  
The Board of Elections has determined that the Town Clerk's position will be vacant on January 1, 2015. The ballot will be empty of any candidate, so a write-in will decide who the next Town Clerk will be. There is also a vacancy on the Planning Board as Andy Sable has resigned. Supervisor Weber motion seconded by Councilman Burns to have Clerk Giambra place 2 vacancy notices in the Corning Leader. 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 adjourn the meeting. All in favor. Carried.

Meeting adjourned at 8:14pm.

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Town Clerk

### A RESOLUTION

To rescind the Town of Pulteney's Board resolution of December 11, 2013 regarding its decision to leave KWIC (the Keuka Watershed Improvement Cooperative).

The KWIC Commissioners met on August 25, 2014 and voted to:

- 1) Reduce the 2014 levy to \$5200.00 and establish a new levy for each municipality for 2015 to be \$5000.00
- 2) Establish there would be no KWIC fees effective September 2014
- 3) KWIC will continue to contract with Yates County Soil and Water Conservation for their services to the Keuka Community, as requested, in a professional and respectful manner

Because of the action by the KWIC Commissioners, the Town Board of Pulteney hereby rescinds the December 11, 2013 resolution and hereby agrees to pay the \$5200.00 levy for 2014.

In so doing, by vote of the Pulteney Town Board, Pulteney remains a member of the KWIC Board of Commissioners and will participate in all actions taken by the KWIC Commissioners on a regular basis.

Motion by Supervisor Weber  
Second by Councilman Musso  
Roll Call Vote Attest:  
Erica Giambra, Town Clerk, 10th of September, 2014

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A RESOLUTION

The Town Clerk is hereby authorized to place the following notices in our paper of record:  
THE TOWN OF PULTENEY WILL HAVE A VACANCY IN THE TOWN CLERK'S  
POSITION BEGINNING JANUARY 1, 2015. INTERESTED PERSONS MAY CONTACT  
THE STEUBEN COUNTY BOARD OF ELECTIONS FOR FURTHER INFORMATION.

THE TOWN OF PULTENEY HAS A VACANCY ON THE PLANNING BOARD.  
INTERESTED PERSONS SHOULD SEND THEIR INDICATION OF INTEREST AND  
QUALIFICATIONS TO THE TOWN CLERK, TOWN OF PULTENEY, BOX 214,  
PULTENEY, 14874.

Motion by Supervisor Weber  
Second by Councilman Burns  
Attest: Town Clerk, 10th of September, 2014