

Supervisor William Weber called a regular meeting of the Pulteney Town Board to order at 7:10 PM on Wednesday, August 12, 2015, at the Pulteney Town Hall with the Pledge of Allegiance. Supervisor Weber then took a moment of reflection on the recent passing of two valued community members, Gordon Cosler and Douglas Minnerly. Alise Irwin also spoke of Doug Minnerly with kind words and offered a prayer. They both will be fondly remembered and sadly missed.

Present were: Supervisor William Weber; Councilman Nancy Cole; Councilman Mark Illig; Highway Superintendent Terry Gibson; Attorney Patricio Jimenez; Bookkeeper Becca Kirch and Town Clerk Erica Giambra. Absent were Councilman Richard Musso and Councilman Kathleen Burns (see below).

Councilman Cole made motion seconded by Supervisor Weber to accept the minutes of the July 8, 2015 meeting. All in favor. Carried.

Supervisor Weber announced and explained the General, Water District, and Highway Profit & Loss Statements and Balance Sheet Statements, which were all made available to view and are tracking nicely.

Supervisor Weber reported the statement bank balances as follows: Water District \$81,779.47; Highway Capital \$158,367.90; Highway Fund \$146,962.46; and General Fund \$230,510.89.

Supervisor Weber announced that there were no Highway transfers to be made at this time.

Councilman Illig made motion seconded by Councilman Cole to make the following Water District transfers: From Account SW8389.4 to Account SW8340.41 in the amount of \$600.00. From Account SW8340.42 to Account SW8340.4 in the amount of \$1,200.00. Lastly, from Account SW8330.4 to Account SW8340.4 in the amount of \$300.00 for a grand total of \$2,100.00 for Water District transfers. Roll call vote: Councilman Cole, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

Councilman Illig made motion seconded by Councilman Cole to make the following General transfers: From Account A1620.51 to Account A1620.4 in the amount of \$3,000.00 and again from Account A1620.51 to Account A9060.8 in the amount of \$2,000.00 for a grand total of \$5,000.00 for General transfers. Roll call vote: Councilman Cole, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

Councilman Cole made motion seconded by Councilman Illig to pay General Bills in the amount of \$5,498.38 being vouchers No. 15-153 to No. 15-155, No. 15-156, and No. 15-157 to No. 15-175. Roll call vote: Councilman Cole, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

Councilman Cole made motion seconded by Councilman Illig to pay Highway Bills in the amount of \$6,511.64 being vouchers No. 15-143, No. 15-144, and No. 15-145 to No. 15-158. Roll call vote: Councilman Cole, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

Councilman Cole made motion seconded by Councilman Illig to pay Water District #1 Bills in the amount of \$4,632.87 being vouchers No. 15-59 to No. 15-61, and No. 15-62 to No. 15-72. Roll call vote: Councilman Cole, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

On hand were the Water Department, Municipal Services, Highway, Dog Control Officer, and Justice reports to view.

Clerk Giambra announced that dog license renewals were due June 30, therefore beginning Sept 1 late fees will be in effect and court appearance tickets will be handed out to unlicensed owners. Owners were given postcard reminders in the spring and 2 months leeway before penalties begin.

Municipal Services Manager Lauren Welch commented that this past month has continued to be very busy in regards to building applications and subdivision projects.

Water Operator Chuck Dluzak reported that the Water Department has also been extremely busy, but running smoothly. Supervisor Weber discussed and explained the THM (Trihalomethane) testing procedure and our efficient working ability with the Town of Jerusalem. There are now close to 350 active water customers which in turn was our goal to begin with .

Highway Superintendent Gibson reported how busy the Highway Department has been as well. It was at this time that Councilman Burns became present and joined the Town Board members. In continuation with the Highway report, they have put shoulders down on Brown Rd. where the new black top was laid, did repair work on Paddock Rd. and Coryell Rd., graded roads, and assisted the Town of Wayne with stone and oil. Highway Supt. Gibson brought to the Board quotes to replace the 1-ton, in which he will get more figures and report back to the Board at the September meeting.

At 7:30 PM Supervisor Weber called for the opening of the gravel pit sealed bids. There was only one bid that was received, in which Clerk Giambra handed over to Supervisor Weber the sealed bid. Supervisor Weber reviewed the information on the sealed bid form sheet and announced the sealed bid offer was from Bret Llewellyn in the amount of \$134,000.00. Councilman Illig made motion seconded by Councilman Cole to accept this bid offer. Roll call vote: Councilman Cole, yes; Councilman Illig, yes; Councilman Burns, no; Supervisor Weber, yes. Carried. Supervisor Weber asked if Councilman Burns would like to share her views on her vote of no and she requested to go into an executive session. Attorney Jimenez will review the bid and report back. He also explained how there will be a 30 day public referendum that needs to occur and in the meantime there will be a conference between Attorney Jimenez, Attorney Burns, Supervisor Weber, Councilman Illig, Highway Supt. Gibson, and Mr. Llewellyn.

Under old business, regarding the Library property update and deed status, Attorney Jimenez reported that he and Attorney Reed need the title and survey back from whomever is doing the title search. Once this is done and both Attorneys agree with what is being exchanged a warranty deed will be drawn up by Attorney Jimenez, again both lawyers will review, and the deal should be finalized.

Continuing with old business, Atty. Jimenez reported that Judge Furfure simply needs to sign the stipulation of abandonment, in which it is anticipated will occur in the very near future. Her signature will finalize the agreement and end the lawsuit. Once she signs the stipulation it will be filed and recorded with the County Clerk's office. On file in the Town Clerk's office, is a certificate of abandonment, in which Highway Supt Gibson and the Town Board has signed, a copy of the stipulation is attached, and Clerk Giambra stamped with the Town seal.

Regarding the security system situation, Supervisor Weber reported that we still have not been able to make contact with the installer after leaving messages. We will keep attempting to contact as the down payment has already been paid. Stay tuned.

Supervisor Weber unfortunately announced the short lived working drinking fountain has once again quit working. We have purchased the parts to fix the fountain and are in the process of hiring a contractor. Hopefully, we can do our best to repair without having to spend the money to get a completely new fountain. Stay tuned.

Under new business, Highway Supt. Gibson brought to the Board's attention that the Town compost site on Tobey Rd. is being abused by contractors. They are tearing up the road, taking up valuable space, and dumping for free. Also, they are dumping more than just yard waste, such as large trees and brush. Attorney Jimenez offered to review and provide to the Board sample ordinances. It was mentioned that the Grapevine Newsletter, as well as the Town website, and QKA radio station can mention that the compost site is only intended for residents only and not commercial vehicles/contractors. Supervisor Weber made motion seconded by Councilman Cole to have Attorney Jimenez draft an ordinance regarding the usage of the compost site on Tobey Rd. All in favor. Carried.

Also under new business, is the need for new highway equipment, as mentioned above, regarding a new 1-ton. The Board was provided preliminary quotes and Highway Supt. Gibson will bring more concrete figure to the Board meeting in September.

Supervisor Weber wanted to compliment the Town Planning Board for their work regarding the proposed revised zoning law changes. These changes were made available to the public. The Planning Board proposed to the Town Board to review and schedule a hearing in September regarding these changes. Supervisor Weber made motion seconded by Councilman Illig for the proposed Local Law No. 2 of 2015 to be heard at 7:30 PM on September 9, 2015, and authorize Clerk Giambra to advertise the hearing in the Corning Leader. Roll call vote: Councilman Cole, yes; Councilman Illig, yes; Councilman Burns, yes; Supervisor Weber, yes. Carried. Supervisor Weber will arrange for printing of the entire proposed revised zoning law to be made available to the public prior to and for the hearing.

Supervisor Weber announced it is quickly approaching that time to begin budget discussions. He will be meeting with the head of departments and Bookkeeper Kirch in the near future, with a tentative proposed budget by early October. Stay tuned.

Supervisor Weber reported that financing through the NYS Environmental Facilities Corporation (EFC) and the NYS Department of Health (DOH), is not a probable solution regarding the Cross St. water project, since it is not a critical water and wastewater infrastructure upgrade. Supervisor Weber suggested a better option would be the Town receiving a loan from the bank for approximately 1million, to fund the possibility of adding a loop south on Cross St. to Gallagher and down to 54A for Town water access. Supervisor Weber reported it would only be worth while if the majority of residents in that area were on board with the project. Councilman Illig made motion seconded by Councilman Burns that Supervisor Weber will work with Assessor Oliver and Clerk Giambra to send out a survey, including a report from Hunt Engineers, to the residents of Cross St. All in favor. Carried.

Under public comments and concerns, there was discussion regarding the status of the (2) Town speed limit changes. Supervisor Weber reported that he has heard back from the State regarding the request for a speed limit change on CR 74/Judson Rd. It is currently under review at the State level. He has not heard back from the State regarding the request for a reduction in speed on Cross St., therefore this request is still at the

County level. Supervisor Weber will keep the Town updated on the progress of these proposals. Due to public inquiry, Supervisor Weber will also put a call in to Steve Catherman at the County Dept. of Public Works in regards to other Town signs being confusing and if a change is appropriate and necessary.

Supervisor Weber announced there was a request from the Board to go into an executive session so the meeting will recess at this point. Those that would like to stay to resume the meeting after the executive session certainly can do so otherwise thanked the public for attending.

Supervisor Weber made motion seconded by Councilman Burns to recess the regular meeting and go into an executive session to discuss the gravel pit. All in favor. Carried.

Supervisor Weber made motion seconded by Councilman Burns to close the executive session and return to the regular meeting. All in favor. Carried.

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

Meeting adjourned at 8:50 PM.

---

Town Clerk