

Supervisor William Weber called a regular meeting of the Pulteney Town Board to order at 7:00 PM on Wednesday, July 8, 2015, at the Pulteney Town Hall with the Pledge of Allegiance. Supervisor Weber then took a moment of reflection on the recent passing of a valued community member, Loren Clark. He will be fondly remembered and sadly missed.

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

Councilman Cole made motion seconded by Councilman Burns to accept the minutes of the June 10, 2015 meeting. All in favor. Carried.

Supervisor Weber announced the need to make the following **Resolution:**

**RESOLUTION TO RESCIND LAST MONTH'S WATER DISTRICT TRANSFER-**  
Whereas the Town Board approved a transfer of \$10,000.00 from retained earnings to Account #SW8340.4 Contractual Expense, Transmission & Maintenance at the June 2015 meeting, it has been determined that the proper method to fund this account is to transfer from Account #8310.12 personnel clerk in the amount of \$9750.00 to SW8340.4. Therefore the Resolution is to rescind the transfer of \$10,000.00 in the Water District, as described above and approved at the June Town Board Meeting. Councilman Cole made motion to approve the Resolution seconded by Councilman Illig. Roll call vote: Councilman Burns, yes; Councilman Cole, yes; Councilman Musso, yes; Councilman Illig, yes; Supervisor Weber, yes. 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 \$66,261.00; Highway Capital \$158,360.09; Highway Fund \$214,953.86; and General Fund \$242,762.46.

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

Councilman Musso made motion seconded by Councilman Burns to make the following Water District transfers: From Account SW8310.12 to Account SW8310.4 in the amount of \$700.00. Also, from Account SW8310.12 to Account SW8340.2 in the amount of \$50.00. Again, from Account SW8310.12 to Account SW8340.4 in the amount of \$7,400.00. Lastly, from Account SW8310.12 to Account SW8340.2 in the amount of \$1,600.00. Roll call vote: Councilman Burns, yes; Councilman Cole, yes; Councilman Musso, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

Councilman Cole made motion seconded by Councilman Musso to pay General Bills in the amount of \$12,404.03 being vouchers No. 15-80, No. 15-130 to No. 15-151, and No. 15-152. Roll call vote: Councilman Burns, yes; Councilman Cole, yes; Councilman Musso, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

Councilman Illig made motion seconded by Councilman Musso to pay Highway Bills in the amount of \$55,831.47 being vouchers No. 15-128 to No. 15-142. Roll call vote: Councilman Burns, yes; Councilman Cole, yes; Councilman Musso, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

Councilman Cole made motion seconded by Councilman Burns to pay Water District #1 Bills in the amount of \$4,491.07 being vouchers No. 15-50 to No. 15-58. Roll call vote: Councilman Burns, yes; Councilman Cole, yes; Councilman Musso, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

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

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

Manager Welch reported that the Water Department has also been extremely busy, but running smoothly. The recent water tests came out fantastic and the Department is working very efficiently. There are now 343 active water customers with hopes of connecting 350 customers in the near future to be able to lower water rates.

Highway Superintendent Gibson reported how busy the Highway Department has been as well. They installed a new culvert pipe on Chidsey Hill, finished mowing roadsides for the time being until August, spent time ditching and grading roads and digging out soft areas, worked in the Gravel Pit in preparation for sale, and assisted Prattsburgh stone and oil. Highway Supt Gibson announced the need for future discussion on purchasing a new dump box for the 1-ton, as the one we have now is getting quite old and rusting out. Councilman Musso brought to the Board the possibility of getting estimates for not only the dump box, but also a new truck as well. Highway Supt Gibson will bring these estimates to the next Board meeting in August to determine what is the most cost effective for all equipment needed.

Under old business, Attorney Jimenez reported that the Pulteney Free Library has retained Attorney Reed. Atty. Reed is expected to meet with the Library Board in the next week or so. After this occurs, Atty. Reed and Atty. Jimenez will meet, review the wording of the deed as far as the shared use of the parking lot, and hopefully a deal will be closed by the next Board Meeting in August. Stay tuned.

Under old business, Supervisor Weber announced we received a full appraisal price "bid" for the Gravel Pit. After much thought and discussion, Atty. Jimenez determined that the necessary bid process was not followed by the potential purchaser, therefore, he suggested he contact the bidders Attorney, review the process again to ensure all proper methods are taken, and we will re-visit the bid in proper format again at the August Board Meeting. Supervisor Weber made motion seconded by Councilman Musso to approve the following **Resolution:**

Attorney Jimenez is authorized to contact the potential buyer's Attorney, explain the situation that a sealed bid process needs to occur, as it was previously done in the past. Clerk Giambra is authorized to publish a legal notice of sale of real property in which sealed bids will be accepted until August 11, 2015 and they will be reviewed at the Board meeting August 12, 2015. This notice will be published in The Corning Leader and on the Town website. If at the August meeting the Board does not receive an appropriate bid throughout a legal sealed process, the Board retains the right to immediately erect a for sale sign at the roadside of the gravel pit and will research further marketing options. Roll call vote: Councilman Burns; yes; Councilman Cole, yes; Councilman Musso, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

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 near future. Her signature will finalize the agreement and end the lawsuit. On file in the Clerk's office, is a certificate of abandonment, in which Highway Supt Gibson and the 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 was pleased to report the installer was able to meet with Judge Benedict and Clerk Giambra, in which court security requirements and system expectations were discussed, understood, and agreed upon. There is not an exact time table set yet for a fully working security system however, we are on the right track and hopefully this situation will be resolved in a timely matter. Stay tuned.

Under new business, due to ZBA Chairman Steve Cheney's tragic passing, there is a position on the ZBA Board that needs filled. With Jan Stone being elevated to full member from alternate, this leaves an alternate position open as well as a current Chairman. Current member Larry Fischer has agreed to take over as Chairman. Supervisor Weber made motion seconded by Councilman Cole to appoint Pam Kelly as the Alternate Zoning Board member. Roll call vote: Councilman Burns, yes; Councilman Cole, yes; Councilman Musso, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

There will also be a position open on the Planning Board effective August 1, 2015. Stacey Forenz has put in her resignation effective of that date. Supervisor Weber made motion seconded by Councilman Cole to appoint Tom Smith as Planning Board member finishing Stacey's remaining term. Roll call vote: Councilman Burns, yes; Councilman Cole, yes; Councilman Musso, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried

Clerk Giambra is authorized to send notices informing Pam and Tom, provide oaths, and provide necessary training and informational tools.

Supervisor Weber unfortunately announced the short lived working drinking fountain has once again quit working. The fountain will continue to be a work in progress until we get it functioning and remain working with the necessary parts and repairs. Stay tuned.

Supervisor Weber reported the NYS Environmental Facilities Corporation (EFC) and the NYS Department of Health (DOH) has announced that \$50 million in water infrastructure grants are now available to local governments for critical water and wastewater infrastructure upgrades. Supervisor Weber suggested the possibility of adding a loop south on Cross St to Gallagher and down to 54A for Town water access. The method to apply for this is through the EFC intended use plan. The deadline will be the end of August and the application would need to include a preliminary engineering report. If approved we would receive an Environmental Facilities Award that would cover the costs based on a 0% loan. Councilman Illig made motion seconded by Councilman Musso to authorize Supervisor Weber, along with Municipal Services Manager Welch and Water Operator Dluzak, to contact Hunt Engineers to provide a preliminary report and estimates. This authorization allows for up to \$5000.00 in expenses to Hunt Engineers. Roll call vote: Councilman Burns, yes; Councilman Cole, yes; Councilman Musso, yes; Councilman Illig, yes; Supervisor Weber, yes. Carried.

Under public comments and concerns, Highway Supt and Planning Board Chairman Gibson announced the Planning Board will be providing the Town Board with new zoning definitions to review most likely in August, and then would need to set a public hearing possibly in September.

A quarterly audit/review was then conducted with Supervisor Weber inviting anyone whom wishes to stay.

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

Meeting adjourned at 8:40 PM.

---

Town Clerk