

Supervisor William Weber called a regular meeting of the Pulteney Town Board to order at 7:00 PM on Wednesday, June 10, 2015, at the Pulteney Town Hall with the Pledge of Allegiance. Supervisor Weber then took a moment of reflection on the recent passing of 2 community members. Ed Saltsman and Art Kelly Jr. will be forever remembered and sadly missed.

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

Councilman Cole made motion seconded by Councilman Illig to accept the minutes of the May 13, 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 \$88,142.11; Highway Capital \$158,360.09; Highway Fund \$390,431.95; and General Fund \$265,748.92.

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

Councilman Cole made motion seconded by Councilman Burns to make the following Water District transfers: From Account Retained Earnings to Account SW8340.4 in the amount of \$10,000.00. Also, from Account SW8340.4 to Account SW8310.4 in the amount of \$300.00. Again, from Account SW8340.4 to Account SW8340.2 in the amount of \$500.00. Roll call vote: Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Councilman Cole made motion seconded by Councilman Burns to make the following Highway transfers: From Account D5142.1 to Account D5112.2 (CHIPS) in the amount of \$4,000.00. Roll call vote: Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Councilman Illig made motion seconded by Councilman Cole to pay General Bills in the amount of \$655.80 being voucher No. 15-107, and in the amount of \$4,566.73 being vouchers No. 15-108 to No. 15-129. Roll call vote: Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Councilman Cole made motion seconded by Councilman Burns to pay Highway Bills in the amount of \$452.21 being voucher No. 15-112, and in the amount of \$154,599.39 being vouchers No. 15-113 to No. 127. Roll call vote: 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 #1 Bills in the amount of \$2,382.75 being voucher No. 15-19 and No. 15-37, in the amount of \$1,124.04 being voucher No. 15-38, and in the amount of \$18,304.76 being vouchers No. 15-39 to No. 15-49. Roll call vote: Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

On hand were the Water Department, Municipal Services, Dog Control Officer, Historian and Justice reports to view. Councilman Illig made motion seconded by Councilman Burns to place these reports on file. All in favor. Carried.

Clerk Giambra announced that all Town of Pulteney dog license renewals are due by June 30, 2015.

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. There are now 341 active water customers with hopes of connecting 350 customers in the near future to be able to lower water rates. Along with Manager Welch, Supervisor Weber commented and explained in conjunction with the Water District bills that after a first failed attempt to fix the White Top water leak, we ended up paying Vallano Brothers a decreased amount from their original priced bill due to again the failed attempt. We also paid North Country, who successfully fixed the leak, and we were very pleased with their work and efforts. Manager Welch has photographs available of the process of repairing the leak if interested.

Highway Superintendent Gibson reported how busy the Highway Department has been as well. They have paved Brown Rd and part of Roff Hill, oiled and stoned Judson Rd, the lower part of Roff Hill, and lower Armstrong Rd, which all looks exemplary. They made 200 ton of cold mix for patching holes, dug out soft spots on roads that had winter damage, started mowing roadsides, and installed four new culverts on Bean Station Rd. They have been spraying Hogweed on Chidsey Hill Rd and if anyone sees any elsewhere or has concerns call Highway Supt Gibson. There is a 6ft x 120ft pipe on Lower Middle Rd that will eventually need replaced due to winter damage and unfortunately will be quite expensive to fix. Possibly the Town would be able to receive a grant to offset the cost that will incur to replace. Highway Supt Gibson and Deputy Tears went to a conference in Ithaca that was attended by 700 other Highway Superintendents. The conference and schooling was informative and very beneficial.

Highway Superintendent Gibson asked the Board to consider raising the burial fee from \$150.00 to \$200.00 in accordance to surrounding Town prices and an increase in labor fees. Councilman Cole made motion seconded by Councilman Burns to accept this proposal and change the fee to \$200.00. Roll call vote: Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

At this time Councilman Illig made motion seconded by Councilman Burns to recess the regular meeting and to open a public hearing on the Town of Pulteney notice of proposed gifting of Town property to the Pulteney Free Library. All in favor. Carried.

Clerk Giambra read the public notice advertised:

THE TOWN OF PULTENEY OF STEUBEN COUNTY, NEW YORK, WILL HOLD A PUBLIC HEARING AND MEETING ON JUNE 10, 2015 AT 7:30 PM REGARDING THE PROPOSED GIFT OF AN UNIMPROVED PORTION OF REAL PROPERTY CURRENTLY OWNED BY THE TOWN OF PULTENEY TO THE PULTENEY FREE LIBRARY FOR THE PURPOSE OF LOCATING AND CONSTRUCTING A NEW LIBRARY BUILDING AND ASSOCIATED FACILITIES.

DATED: June 1, 2015

Erica Giambra, Town Clerk

Attorney Jimenez explained the terms and procedure of the proposed gifting in which it is not too different from a regular sale of property. He explained and suggested the Library hire an Attorney as he cannot represent the Town and the Library. Once they acquire counsel, the next steps are to have their counsel contact Atty. Jimenez to finalize

the language of the deed and a conveyance of property will be made that includes an easement that the Town and Library would share the parking lot. There would then need to be a closing of property. Atty. Jimenez also explained that all construction including zoning, DEC, etc solely is the responsibility of the Library. He noted that depending on public comments and concerns during this hearing the gifting of property could possibly be subject to a public referendum. Supervisor Weber then asked for the public's comments, questions, and concerns. Brenda Saxton spoke in favor for the Library. Supervisor Weber asked if anyone was opposed to the gifting. There was no opposition noted.

Councilman Illig made motion seconded by Councilman Cole to close the public meeting and return to the regular meeting. All in favor. Carried.

Councilman Cole made motion seconded by Councilman Burns to approve the gifting and conveyance of .6 acres of the Town of Pulteney property to the Pulteney Free Library for the purpose of constructing a new Library building and associated facilities. Roll call vote: Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

Under old business, Supervisor Weber had Atty. Jimenez draft a proper notice for the possible sale of the gravel pit. The wording was agreed upon and Clerk Giambra was authorized to place the notice on the Town website. At a later date, the Board will decide if they want to authorize a legal notice of bidding, as previously done, in the newspaper. The Board had authorized Supervisor Weber to spend \$1000.00 in regards to designing a roadside sign to be placed at the gravel pit. With proper language again, Supervisor Weber will contact a sign designer to construct and order.

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 next week or two. Her signature will finalize the agreement and end the lawsuit. Atty. Jimenez also explained the outcome again to the public and the result of a qualified abandonment. On file in the Clerk's office, Clerk Giambra will file a certificate of abandonment in which Highway Supt Gibson and the Board will sign, a copy of the stipulation will be attached, and Clerk Giambra will stamp with the Town seal.

Supervisor Weber announced that the Highway Department thankfully was able to excavate and fix the outside water fountain issue. Once the original drawings were found it was clearer on a method to go about fixing. All that needs done now is to clean out the valve and the Town will soon have a working outdoor water fountain.

Supervisor Weber noted at the last Board Meeting in May, it was approved to proceed with the change in speed on CR74 between Stone Rd and Judson Rd, however an official **Resolution** was not enacted. Therefore Supervisor Weber made motion seconded by Councilman Cole to whereas the Town Board of Pulteney recognizes the need for a speed reduction on CR74 from Judson Rd to the bottom of the hill at Stone Rd it be resolved that the speed limit be reduced from 55 mph to 45 mph at the top of the hill down to 30 mph at Stone Rd and that this **Resolution** be sent to the Steuben County Public Works Commission for approval and action. All in favor. Carried.

Under new business regarding another speed limit change, Councilman Cole brought to the attention of the Board there should be a reduction in speed on Cross St. It is currently 45 mph and she suggests it be reduced to 35 mph. Supervisor Weber made motion seconded by Councilman Burns to whereas the Town Board of Pulteney

recognizes the need for a speed reduction on Cross St between Roff Hill and Gallagher Rd. Therefore be it resolved that the speed limit be reduced to 35 mph and that this **Resolution** be sent to the Steuben County Public Works Commission for approval and action. All in favor. Carried.

Regarding the security system situation, Supervisor Weber was pleased to report he had a pleasant face to face meeting with the installer and agreed upon an arrangement in the near future for the installer to come back, adjust the system so it fits the needs of the Court/Town Hall, and provide training. In addition, he offered an additional quote to upgrade the system that is now in place. Supervisor Weber read the provided quote from Crystal City Communications. Councilman Illig made motion seconded by Councilman Burns to accept the proposed quote, agree to pay the half down now and schedule a time for the installer to complete the services. Roll call vote: Councilman Illig, yes; Councilman Burns, yes; Councilman Cole, yes; Supervisor Weber, yes. Carried.

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.

There will also be a position open on the Planning Board effective in August. Stacy Forenz has put in her resignation. Supervisor Weber mentioned Tom Smith and Pam Kelly as potential members for the Zoning and/or Planning Board. By the July meeting, the Board will need names to decide and finalize full time replacements so both Board's will be full by August meetings.

Clerk Giambra announced the next Community Garden Meeting, however Project Coordinator Liz Ryder explained due to scheduling conflicts that has now changed. The meetings now will be held at the Town Hall from 6-7 pm on the third Tuesday of every month from April thru September. The next meeting therefore being June 16, 2015 at 6 pm. Liz also mentioned after discussion with Councilman Burns, fees will be waived for the remainder of this year in hopes to attract more community members. There is also hopes to do a community event this summer for the garden. Stay tuned.

Under public comments and concerns, Alise Irwin wanted to thank the Town Officials for their support in the ongoing efforts of a potential new Library site.

Bookkeeper Kirch also wanted to thank the Board for their support in going to a recent training and would appreciate the opportunity to continue attending any upcoming conferences/training that is available.

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

Meeting adjourned at 8:08 PM.

---

Town Clerk