

Supervisor Mark Illig called the regular meeting of the Pulteney Town Board to order at 7:00 PM on Wednesday, June 8, 2016, at the Pulteney Town Hall with the Pledge of Allegiance.

Present were: Supervisor Mark Illig; Councilman Mark Goodwin; Councilman Richard Musso; Councilman Michael Yastremski; Councilman Kathleen Burns; Highway Superintendent Terry Gibson; and Town Clerk Erica Giambra. Absent were Attorney Patricio Jimenez and Bookkeeper Rebecca Kirch.

Bill Weber took a moment of reflection speaking of the recent passing of Town resident and friend Walter Faber. Walter was an Army Veteran who was extremely fortunate, serving 2 tours consisting of 55 missions. Later, he worked as an engineer, farmer, and vinyardist. Bill remarked on Walter and wife Barbara's generous help when constructing the Town playground. Walter will be fondly remembered and sadly missed.

Councilman Yastremski made motion seconded by Councilman Musso to accept the minutes of the May 11, 2016 regular Board meeting. All in favor. Carried.

Although Bookkeeper Kirch was not present, she prepared and made available the monthly financial packets. Supervisor Illig asked the Board if they had any questions/comments regarding the profit and loss statements and/or balance sheet. With no questions/comments, Supervisor Illig noted there were no transfers this month.

Councilman Musso made motion seconded by Councilman Burns to pay General Bills in the amount of \$3,286.56 being vouchers No. 16-124 to No. 16-138. Roll call vote: Councilman Musso, yes; Councilman Yastremski, yes; Councilman Burns, yes; Councilman Goodwin, yes; Supervisor Illig, yes. Carried.

Councilman Goodwin made motion seconded by Councilman Musso to pay Highway Bills in the amount of \$77,886.79 being voucher No. 16-107 and vouchers No. 16-108 to No. 16-118. Roll call vote: Councilman Musso, yes; Councilman Yastremski, yes; Councilman Burns, yes; Councilman Goodwin, yes; Supervisor Illig, yes. Carried. Supervisor Illig noted that the main expense was for the 2nd and final payment of the new Highway truck purchase, which is in and at the Town Highway Barn if anyone is interested in viewing.

Councilman Goodwin made motion seconded by Councilman Yastremski to pay Water District #1 Bills in the amount of \$13,843.72 being vouchers No. 16-48 to No. 16-53, in addition to the voucher to North Country Contractors for \$3,211.84 that was tabled at last month's meeting. Roll call vote: Councilman Musso, yes; Councilman Yastremski, yes; Councilman Burns, yes; Councilman Goodwin, yes; Supervisor Illig, yes. Carried. Supervisor Illig explained that himself, Municipal Services Manager Lauren Welch, Water Operator Chuck Dluzak, and Councilman Musso reviewed and discussed the situation and agreed to pay North Country for their work on the water main break, as previously discussed at the May meeting. It was also decided that Lauren and Chuck will look into other contractors that are closer in vicinity than North Country and to have available if and when needed. It was mentioned that the water main is plastic in material, which is rare and difficult to fix properly. In light of the water main repair situation, Supervisor Illig stated this months Grapevine edition will report on the history of the Water Department and the status of where we are now.

Regarding reports, Clerk Giambra stated dog licenses are due by June 30th. The fee is \$10.00 for spayed/neutered dogs and \$20.00 for non. An updated rabies vaccine certificate is needed to renew the license. Supervisor Illig reported on the Town Hall

"Spruce Up" project and how well it is coming along. The carpet is being installed in the next few days and Councilman Musso has been enlisted to paint a piece of art for the Clerk's office. Councilman Musso also suggested looking into sealing/waxing the meeting room floor. It has not been done in quite some years and is due. Clerk Giambra and Supervisor Illig will look into and report back at the July meeting.

The Highway Department, Municipal Services, Water Department, DCO, and Justice report were all available to review.

Municipal Services Manager Welch didn't have further comments other than what was listed in his report, except it is a busy time, you can tell summer is almost here.

Supervisor Illig spoke with Assessor Dave Oliver, who reported Grievance Day was held a couple weeks ago on May 26. There were 2 grievances brought in front of the Board of Assessment Review (BAR), in which both were resolved.

Highway Supt. Gibson noted that the grader has been broke for the last 2 weeks, squirrels had chewed the wires. It is now up and running and the Dep't is starting to grade roads again. As stated above, the new Dodge 5500 truck is here and in service. Deputy Highway Supt. Jason Tears and Supt. Gibson attended a Highway School at Ithaca College, in which they received a lot of new information, including additional State mandates. Also while at school, Highway Supt. Gibson learned of State bids for cell phones thru Verizon that might be beneficial to look into. He believes the pricing for example would be approx. \$180.00 for 12 phones.

There was no Historian report available for this month. Supervisor Illig noted we are in hopes of doing a little "sprucing up" soon of the Historian desk and area.

Supervisor Illig commented that the Memorial Day celebration was a huge success. It was indicative of perfect small Town America. To all the individuals involved, thank you for all your efforts!

For the Town Board, Councilman Yastremski reported the garden boxes in the community garden are filled with dirt and ready for planting. Councilman Burns added that on June 17, 2016, individuals from Corning Inc. are going to assist with planting, and painting boxes for the United Way Day of Action. Councilman Goodwin mentioned, as has been discussed previously, the tennis courts are in very rough shape and could be potentially dangerous with the severe cracks. Also, the basketball court boards need repainted. It was stated approx 2 years ago the Town Board received quotes to repair vs. replace the tennis courts. To replace it would approximately be \$120,000. It would be very expensive to properly do either. The cracks were sealed a couple years ago, however have since gotten worse with the winters. Supervisor Illig mentioned that it appears that the tennis courts do not get that much use for actually playing tennis. Since the repairs/replacement are so expensive we really need to make a decision for the long term. Do we want to invest in the courts by replacing them or do we want to do something else with that area? Supervisor Illig proposed to have a public hearing in August regarding the future of the tennis courts. The Town Board will take public input and discuss what would benefit the community members best. Clerk Giambra will advertise after our July meeting, in the Southern Tier Shopper, Grapevine, Corning Leader, and have Don Radigan post on our website and radio station QKA 92.9. As far as the basketball boards, possibly the Highway Department can refurbish this winter.

At this time Supervisor Illig made motion seconded by Councilman Burns to recess the regular meeting and enter into a public hearing. All in favor. Carried. The following legal ad was published in The Corning Leader:

**PUBLIC NOTICE OF Filing of the Proposed Revised Town Zoning Law with the Town of Pulteney Clerk's Office at 9226 County Route 74, Pulteney, NY.**

The Proposed Town Zoning Law will be available for review by the public until June 8, 2016 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: May 16, 2016  
Erica Giambra  
Pulteney Town Clerk

Supervisor Illig asked Planning Board Chairman Gibson to discuss how the proposed revised Zoning Law came about. Chairman Gibson stated the Planning Board received an application to review that requested to use a site on West Lake Road for storage with approx 40 units for boats and other storage. However, in the applicants plans the measurements that were listed made it impossible for the storage to be used for boats, and we currently do not have anything in our Zoning Law that would qualify under mini storage. Therefore, the options available were to deny the application, have the applicant apply to the ZBA for an area variance, or have the Town Board revise the Zoning Law to include mini storage. After much discussion, it was decided that the Zoning Law should include storage units as a special use permit, especially since there is a storage unit in the area that has been there for years. The definition the Planning Board agreed upon is to add Self Storage defined as multiple storage units rented to tenants with a primary use for residential and small business storage. The building should be a single story and not exceed 10,000 sq ft. in size. This special use permit would apply to District 2, 3, and 4, only, excluding District 1. Supervisor Illig commended the Planning Board for taking their due diligence to consider these changes. Supervisor Illig asked the Board and the public if anyone had any comments and/or questions, in which there were none. It was noted however that this is simply to be able to apply for a special use permit for self storage it does not mean the application is granted. Councilman Burns made motion seconded by Councilman Musso to adopt the proposed additions to the Town Zoning Law, Local Law 1 of the year 2016, and for Clerk Giambra to send to the Secretary of State for filing. All in favor. Carried.

Supervisor Illig stated the regular meeting is still in recess and the Board will enter into the second public hearing of the evening. The following legal ad was published in The Corning Leader:

**PUBLIC NOTICE OF Filing of the Proposed Revised Town Comprehensive Plan with the Town of Pulteney Clerk's Office at 9226 County Route 74, Pulteney, NY.**

The Proposed Town Comprehensive Plan will be available for review by the public until June 8, 2016 at 7:45pm, at which time there will be a joint Public Hearing of the Pulteney Town Board and the Pulteney Town Planning Board.

Persons wishing to appear at the hearing may do so.

Date of Notice: May 16, 2016  
Erica Giambra  
Pulteney Town Clerk

As discussed at the April and May meetings, Supervisor Illig reiterated how the Town Board and Planning Board found out the proper procedures of going about making some additions to our Town Comprehensive Plan. We have followed all the correct procedures. There are no changes to the plan, only additions including statements regarding Keuka Lake and Mennonite and Amish families. Supervisor Illig had Clerk Giambra read for the public the proposed additions. Bill Weber spoke in favor of the additions encouraging the Board to adopt. There were no other public comments. Councilman Goodwin made motion seconded by Councilman Musso to adopt the proposed additions to the Town Comprehensive Plan and for Clerk Giambra to send to Steuben County Planning and Development for filing. All in favor. Carried.

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

Under old business, Supervisor Illig mentioned the Water Dept. pickup truck is in need of some major work and repairs. It was estimated to cost approx \$3500-4000 to repair. Supervisor Illig asked Councilman Yastremski and Councilman Musso to research and make a recommendation at the July or August Board meeting of what would be most cost effective and more beneficial to the Town to either repair, purchase, or lease a new Water Dept. truck.

Regarding the Highway Capital Plan update on purchasing a new truck, Councilman Yastremski reported that he received quotes from 4 different companies/brands. However, 2 of which are stating they cannot build the specific truck we are requesting. It was decided that by the August meeting, Councilman Yastremski and Highway Supt. Gibson will get further information and have a specific bid for the Board to review and determine budgeting and/or if we should proceed with piggybacking off of other State bids.

Under new business, Clerk Giambra received an email from Town Attorney, Patricio Jimenez on June 2, 2016 resigning from his position. Supervisor Illig stated he accepted his resignation as of that day and Bookkeeper Kirch will make the final payment for the month of May. The Board discussed the procedures for securing a new Attorney. It was discussed that the new Attorney will be paid the same as what was budgeted for and must be able to attend the monthly Board meetings. Supervisor Illig stated the Board can either allow himself to contact potential replacements and bring in front of the Board to interview, or the Board can advertise for the position. Councilman Musso suggested that both choices occur therefore, Supervisor Illig stated after the July meeting, Clerk Giambra will advertise for a Town Attorney position in The Shopper and The Corning Leader and will be discussed at the August meeting. We will look at past procedures used including previous resumes. Regarding the library, after speaking with Atty. Reed the library transfer will be completed once the due time for the permissive referendum has concluded and the transfer is filed with the County.

It is that time of year for the Summer Youth Recreation program that the Town has previously participated in. The Towns of Wayne, Urbana, and Pulteney contribute financially for the kids to be picked up by bus and taken to Champlain Beach. It is coordinated through Urbana. Supervisor Illig commented that he believes we should continue participating in this program as it is a great service to provide the community. He will find out more including, cost per youth, lunches through school, etc. and report back with further information.

Continuing with new business, Supervisor Illig suggested changing the monthly Board meeting time to 6:00 pm rather than starting at 7:00 pm to have a workshop for the Town Board, but will be an open meeting to the public, then continuing with the regular meeting at 7:00 pm. It doesn't happen every month, but some months require a lot of paperwork involving quick decision making. To assist with the overwhelming months, the workshop would allow time for financial reviews, background on upcoming material and events. There would be no action taken during the workshop, that would remain to take place at the regular meeting. Due to the billing cycle, the option of a workshop is more suitable than providing the paperwork to the Board days in advance. Councilman Goodwin stated that his business is open till 6:00 pm on Wednesdays and is often hard pressed for him to get to the meeting on time as it is now. Especially in the summer, he will be busier and probably will be expanding his hours, ensuring he will not be able to make the workshop if needed. It was then discussed that the bills are not the problem, it is the out of the ordinary items that need further attention. Councilman Musso, Councilman Burns, Councilman Goodwin, and Councilman Yastremski felt that the extra 1 hour prior would not necessarily change matters. Supervisor Illig asked the Board what they suggested would make it easier for everyone. It was decided that the Thursday before the upcoming Board meeting, Clerk Giambra will email the agenda and attach any Resolutions that come up. If there are any major transfers and purchases in the works, Supervisor Illig will bring to their attention as well. Supervisor Illig mentioned that he and Clerk Giambra are here regardless at 6:00 pm on Wednesdays of the Board meetings if anyone, including the public, does want to come early.

Supervisor Illig mentioned that he has received a few general comments from the public that it is great how everything in Town is expanding, however getting a little overboard in regards to outdoor entertaining. He realizes that there is a fine line between commerce and quiet peace and isn't really sure what the answer is if there even is one. Chairman Gibson explained that the Planning Board has regulations in place, including special use permits, that address all areas of a business plan. Supervisor Illig suggested the topic of special use permits be discussed at the next Planning Board meeting and just simply review the process. Chairman Gibson agreed it will be discussed, however the process in place is quite sufficient. At least this way Supervisor Illig stated we can communicate to the public that it was discussed, all proper measures are in place, and all efforts are being taken.

Councilman Musso brought to the Board a quote from Armor Tuff Flooring for resurfacing the Ambulance Corp. floor. He brought in an actual tile piece of the flooring to view. The quote is for \$9,250.00, which his initial thought was for about half that quote. It is a well known product and can simply be laid over the current flooring, Hammondsport Fire Dep't has the same product, however it is pricey. The Fireman's Auxiliary, Pulteney Fire Dep't, and Ambulance Corps have already stated they are willing

to contribute, however they have not stated specifically how much they are able to give. Councilman Musso is asking the Town Board to donate as well. Supervisor Illig stated on behalf of the Town Board, they would like to support the Ambulance project and for Councilman Musso to come back with specific funding details to discuss further.

Under public comments, Nancy Cole asked if the Town ever heard back a second reply from the DOT regarding changing speed limits within the Town. There was no response further received. She asked if Supervisor Illig can resend the previous Supervisor, Bill Weber's, letter. Supervisor Illig agreed. Nancy also reiterated how wonderful the Memorial Day celebration was and reminded her of the great celebrations that took place in the 1950's.

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

Meeting adjourned at 8:20 PM.

---

Town Clerk