

MINUTES OF THE REGULAR TOWN BOARD MEETING
Tuesday, November 14, 2017
AT 7:00 PM

PERSONS PRESENT	TOWN BOARD	Supervisor, Merilee Walker Councilperson, William Mann Councilperson, Michael Hillier Councilperson, James Forrester Councilperson, Randall Morris
	RECORDING CLERK	Cheyenne DeMarco
	PERSONNEL	CEO, Mark Mullikin Hwy. Supt., Rick Moran Historian, Valerie Griffing Assessor, Brian Knapp, <i>Absent</i>
	VISITORS	Tim Cassidy, Nathan Hillier

CALL TO ORDER Supervisor Walker called the meeting to order at 7:00 PM. Roll call was taken with all councilmen present.

PLEDGE TO THE FLAG All persons stood as guest Nathan Hillier led the pledge.

ADOPTION OF MINUTES A motion was made to adopt the Planning Board minutes of 10/3/2017, regular Town Board minutes of 10/10/2017 and the Special Town Board minutes of 10/19/2017 with suggestions from Mike. The motion was made by Bill Mann, seconded by Mike Hillier and carried 5-0.

OPEN PUBLIC HEARING Supervisor Walker opened the public hearing at 7:02 PM

CHANGES TO AGENDA None.

PRIVILEGE OF THE FLOOR None.

Val entered meeting at 7:03 PM

CEO Mark reviewed his October written report. Department of Health was contacted to investigate a home concern on Cooperville Road, no significant violation was found but will continue to monitor. Mark met with Sandy Downs in regards to her subdivision, it will be reviewed before the Zoning Board tomorrow night as a public hearing. Mark briefly discussed an upcoming commercial solar farm operation proposal coming from Bugman & Sons; where their intent is to install solar panels on at least 10 acres on a 50-acre lot in Dalton. It would be a community project and optional for others in the community to buy energy from. This is something that will be a lengthy process due our current zoning not addressing solar regulations. It will go before the planning and zoning boards as well as input and review by the county planning board.

Mark addressed the board about violation letters. The Village Board requested Mark to give these letters to the Nunda Police Department to hand deliver these letters instead of certified mail. The intention being to speed up the process of receiving the letters and saving money on certified mail. Mark stated he does not have an issue with this and didn't know if the Town would like the same procedure with town violations? Jim asked what is the volume of the letters per month? Mark answered five letters a month at most. Mike asked if the police department is filling out affidavits stating that the service was done? Mark stated that he created his own affidavit and presented it to the Village Board where

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they stated they had one they would prefer him to use. And the PD stated they had an affidavit form they preferred to use. Mark only cares about the confirmation of delivery and needs a form of procedure; how to notify the PD about the letters, how to give the PD the letters and how Mark gets the confirmation of delivery.

Mike asked if the affidavits got back to Mark in the past from the PD? Mark answered no, he has had to call and ask for confirmation. Mark needs to have proof that the notice was received which he had with certified mail, but then some people would refuse to collect certified mail and leave it sitting in the Post Office.

HISTORIAN

Val submitted her written report stating that the office is relatively inactive as outside fall activities took precedence. She has begun to compile information on locations along East Street and around the village square in preparation for expanding on the walking tour ideas. 24 people came along the historical walk.

Supervisor Walker complimented the historical society for their contribution to veteran's day with having a nice ceremony at the legion building in the Village before the ceremony at the Penny Cook Cemetery was hosted by the legion.
The Board thanked Val.

ASSESSOR

Brian Knapp was absent, but sent an e-mail to make the Town Board aware that they will need to amend the local law allowing the Cold War Veterans Exemption if they choose to extend it beyond the current 10-year limit. Brian stated that it is his understanding that the county will be extending it. If the Town Board of Nunda wishes to extend it and amend the current local law, he recommends to do it in a timely manner before the taxable status of March 1st 2018.

It was decided to table this topic until they can directly discuss this with Brian.

COMMUNICATIONS

Supervisor Walker reviewed the following communications:

i. Revised Standard Work Day Resolution No. 11

WHEREAS, the Nunda Town Board approves the 2017 Standard Work Day Resolution to be signed and sealed by the clerk and thereafter turned into Baldwin Business Services who will submit such resolution to New York State and Local Retirement System.

BE IT FURTHER RESOLVED, that the Nunda Town Board approves the town clerk to post a sealed copy of the 2017 Standard Work Day Resolution on Nunda Government Center official bulletin/sign board for a continued of at least thirty (30) days.

A motion was made to adopt Resolution No. 11-2017. Motion was made

ii. Letter to Senator Cathy Young – Kiwanis Park

Supervisor Walker wrote a letter of support to Senator Young per request of Pete Piraino in regards to Kiwanis attempting to get a grant to create a trail way around Kiwanis Park. A copy of the letter has been given to all board members.

iii. Proclamation for the Town of Amherst, Resolution 12.

WHEREAS, The Town of Amherst, New York celebrates its Bicentennial in the year of 2018 and it is fitting to recognize the Town of Amherst on the occasion of this special milestone and to applaud its distinguished history; and

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WHEREAS, The Town of Amherst was officially created on April 10, 1819 from part of the Town of Buffalo, has a total area of 53.28 square miles, is the largest Town in Erie County, New York and includes the Village of Williamsville as well as the hamlets of Eggertsville, Getzville, Snyder, Swormville, and East Amherst; and

WHEREAS, In the nineteenth century Amherst was prosperous farming community with seven grist mills, several saw mills, a tannery and boot and shoe factory and two forges with commercial activity centered in Williamsville; and

WHEREAS, The Town grew from being primarily a farming community to an urban community in the twentieth century with the creation of new subdivisions, the building of the University of Buffalo Campus in Amherst and the location of the Millard Fillmore Suburban Hospital within the Town; and

WHEREAS, The Town today is comprised of 125,000 residents and provides many facilities and attractions including: a four-rink recreational facility that attracts national and international ice tournaments, a state of the art senior center, three libraries, and a State Park; and

WHEREAS, The Town of Amherst will proudly mark its 200th Anniversary with a series of celebrations throughout its Bicentennial Year, beginning on January 1, 2018 with a 200th Birthday Party, and continuing with a gigantic Parade, historic walking tours, slogan contest, Interclub Service Club Luncheon and gala Bicentennial Ball; and

WHEREAS, In recognition of the Town of Amherst's rich history and enduring contributions, it is indeed an honor to pay tribute to this Town upon the occasion of its Bicentennial; and, therefore, be it

RESOLVED, That congratulations are sent to the Town of Amherst on their Bicentennial and the Town and its residents are to be enthusiastically recognized as they celebrate this auspicious occasion; and be it further

RESOLVED, That a copy of this Resolution, suitably engrossed, be transmitted to the Town of Amherst Bicentennial Commission.

A motion was made to adopt Proclamation as Resolution No. 12-2017. Motion was made by James Forrester, seconded by William Mann and carried 5-0.

- iv. Paid Family Leave Act.*
Motion was made for the Town of Nunda to opt out of the Paid Family Leave Act. Motion was made Jim Forrester, seconded by Bill Mann and carried 5-0.

ADOPTION OF 2018 BUDGET

In review, the only change from Tentative to Preliminary was on the police budget, adding \$4,000.00 to the wages and taking the amount from the police car reserve.

There is \$11,000 "cap room" before going over cap limit.

10-year Highway Equipment Plan was discussed with line item DAUB, it was discussed to delay equipment purchases in 2018 by five or six months pending expenses and revenue of the next fiscal year. The board with Rick Moran will monitor and manage this line item carefully.

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Motion was made to adopt the preliminary budget and pass it as the 2018 Town of Nunda Budget. Motion was made by Mike Hillier, seconded by Bill Mann and carried 5-0.

CLOSE PUBLIC HEARING Public hearing closed at 7:31 PM

BUDGET REPORT &

SUPERVISORS STATEMENT Supervisor Walker signed the Supervisor's statement and handed it to Cheyenne for filing.

BAN payment and interest payment are reflected in this month's Highway Abstract. The last payment will take place in 2018. Chips moneys and county road revenue was discussed.

Val Griffing left meeting at 7:39 PM

AUDIT BILLS

There was a motion to approve the Abstracts for the month of November, 2017. These abstracts include;
General Fund Claim number, 266-297 the amount of \$12,906.11, as set forth in abstract No. G-11, dated 11/14/2017.
Highway Fund Claim number 233-247 & 249-271, in the amount of \$79,089.92, as set forth in abstract No. H-11, 11/14/2017. Board agreed to void voucher 248.
Police Fund Claim number, 71-72 pre-paid, 73-79 in the amount of \$1,191.49 as set forth in abstract No. P-11, dated 11/14/2017.

A motion was made to approve the abstracts. Motion was made by Jim Forrester, seconded by Mike Hillier and carried 5-0.

POLICE

Mike reported the Nunda Police Department statistics for October along with Chief Wilcox's written Nunda Police Department Monthly Report and Chief Wilcox's uniform hour log.
There was not a police commissioner meeting this month due to Chief Wilcox attending training in Albany.
There was an accident involving the 2013 Ford vehicle on the 3rd of November where the officer on duty hit a deer.
It is a concern that the commissioners were only notified yesterday of the event. Creating a communication policy between the commissioners and police department was briefly discussed.

In regards to Mark's report about the officers' hand delivering the violation letters, the commissioners will discuss the affidavit for confirmation of delivery and an order of procedure between Mark and the Officers.

IT REPORT

Jim stated he spoke with Tom Burt regarding the website. Managing a website is sensitive and difficult and recommends the board send Cheyenne to get training before taking over the town website. Web editing is simple to figure out once you've received basic training.

COMMERCE REPORT

No report.

BUILDING/ZONING REPORT

Supervisor Walker asked about the Tri-County building and where the progress with the door is. Tim Cassidy stated that the prepared replacement door was damaged and he had to order a new door. Once that is in it will be installed.

HIGHWAY

The board reviewed Rick's written report. Rick stated that the Steam Genny broke down, it is 25 years old and can no longer purchase parts

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for it. Rick stated it is time for a new one, he obtained a quote for \$4,500.00 for a replacement and he would like to get a couple more quotes. The last loads of salt and sand have been hauled for this year.

In regards to Chidsey Road, Rick stated he is working on funding for that culvert. Supervisor Walker complimented the culvert being smooth and much better than it was.

ONE MOTION

A motion was made to accept all reports given on 11/14/2017. Motion was made by Mike Hillier and seconded by Bill Mann and carried 5-0.

OLD BUSINESS

None.

NEW BUSINESS

A conflict with Highway Time cards was discussed. Tim Cassidy disagrees how his time has been recorded by Rick and paid by Baldwin Businesses per payroll. Currently, Baldwin's pay stubs do not reflect an employee's sick, personal or vacation time. After discussion this was marked as the municipal's mistake. A motion was made that the Town Board waives the obligation of time, and further more address Baldwin Businesses with the request to print an employee's accruals on their pay stubs. Motion was made by Bill Mann, seconded by Jim Forrester and carried 5-0.

Supervisor Walker stated she will address Baldwins with the matter in a letter.

CLERK REPORTS

Cheyenne submitted her October Town Clerk Report of total state, county and local revenues and the October Justice Report to the Nunda Town Board.

A motion was made to approve the Town Clerk and Justice reports for the month of October 2017. The motion was made by; Bill Mann seconded by, Mike Hillier and carried 5-0.

ADJOURNMENT

Being that there was no further business, there was a motion to adjourn. The motion was made by Bill Mann, seconded by Jim Forrester, and carried 5-0.

The meeting adjourned at 8:27 PM.

RESPECTFULLY SUBMITTED,

CHEYENNE DEMARCO
NUNDA TOWN CLERK