

June 26, 2016

Special Meeting

7 PM

Supervisor Grant called the meeting to order and asked Councilman Hoy to lead the pledge to the flag. Present were Councilmen Hoy, Frounick and Gadd, also Attorney Roach. Council Member Mohun excused.

Supervisor Grant reported that public notice of this Special Meeting was advertised in the Batavia Daily News, notices also posted at various locations in town as well as the Town Clerk's bulletin board.

Motion made by Gadd/Hoy to go into Executive Session to discuss a legal matter with Attorney Roach. Voting all ayes, carried. Town Board entered executive session at 7:06 PM.

Motion made by Frounick/Hoy to exit Executive Session at 7:53 PM. Voting all ayes, carried.

#### **Town of Bennington Biosolids Law and Ag & Markets Decision**

New York State Dept. of Ag & Markets has found that Bennington's Biosolids law is too restrictive according to EPA standards. In order to reverse their decision, Bennington would have file an Article 78 and the court proceedings would all be held in Albany. After a short discussion. a motion was made by Gadd/Hoy to **not** proceed with an Article 78 and start working on drafting a new law. Voting all ayes, carried.

#### **Authorize Payment of audited bills:**

General Fund Claims # 144--148 totaling \$ 1194.47 and Cowlesville Water District claims # 30 - 31 totaling \$1852.55 presented. Motion made by Hoy/Gadd to pay the claims, voting all ayes, carried.

#### **Agreement between the Town of Bennington and Byrncliff for the Summer Swim Program in the amount of \$1470 for 2016 (6 weeks beginning the second week of July) & set salaries for Lifeguards (\$9/hour) and Instructor (\$11/ hour).** (Last year was \$8.50 and \$10.50 respectfully).

Motion made by Frounick/Hoy to approve the Contract with Byrncliff for the 2016 Summer Swim Program and the salaries for the Lifeguards and Instructor, voting all ayes carried.

**Highway Superintendent Czworka arrived to discuss a new box for Truck #123** ( gate has rusted through and tied down now, don't know how long will hold up. New box will cost around \$30,000 (stainless steel) installed, trying to see if can't piggy-back on another existing contract, but hasn't found anything, may have to go out to bid, if Town Board approves. Truck #123 is old, recently have been putting a lot of money into it. If get a new box on it, town will be able to keep box and put on another truck if #123 falls apart, not cost effective to repair. Motion made by Frounick/Gadd to advertise for bids if needed, voting all ayes, carried.

#### **Local Law – Salary of Town Justice**

Supervisor Grant reported that Justice Linsey is willing to take on the duties of both Town Justice until the end of the year which has to be done via Local Law. This will increase his salary by \$3333.34.

**Resolution #2016-6-4 Set Date of Public Hearing for Proposed Local Law #2016 - 2 entitled A Local Law increasing Town Justice Salary Until End of 2016**

**Be It Resolved**, that the Town Clerk of the Town of Bennington is hereby authorized and directed to advertise in the legal newspaper of this Town, notice of a Public Hearing to be held on July 13, 2016, at 7:30 PM at the Bennington Town Hall, The purpose of said Hearing is for public comment on proposed Local Law entitled #2016-2, A Local Law I increasing the Town Justice salary Until End of 2016.

Motion made by Hoy/Frounick to schedule a Public Hearing on July 13<sup>th</sup>, 7:30 PM to consider a proposed Local Law to increase the salary of Justice Linsey until the end of 2016. Voting all ayes, carried.

**Closing of Town Office – Monday, July 4, 2016**

Advertise - Board Members felt no need to advertise (Monday is the Legal Holiday) will put notices on front door and bulletin board.

**Local Law – Sign Regulations**

Supervisor Grant has sent the info to the Town Attorney, has heard nothing back to date. Town Planning Board has discussed it at their meeting.

**Solar Energy Permits**

Councilman Frounick had someone approach him about solar farm, if any laws, told them he didn't know of any. Town Planning Board looking into them.

Supervisor Grant reported she'll be out of town from June 29<sup>th</sup> to July 6<sup>th</sup> and Deputy Supervisor/Councilman Hoy will be out of town from the 30<sup>th</sup> through July 5<sup>th</sup>.

There being no further business, a motion was made by Councilman Gadd to adjourn. Meeting adjourned at 8:24 PM.

Respectfully Submitted,

Judith Brown, Town Clerk

