

June 8, 2016

Work Session

6:30 PM

Supervisor Grant along with Council Members Mohun, Frounick and Gadd audited the Highway, General Fund and Special District claims.

Supervisor Grant reported that the County Finance Committee reviewed the information that Assessor Wittmeyer put together “reasons to support the repeal of the New Star Credit check program that was passed in the 2016 state budget” and the Board of Supervisors are now putting together a resolution supporting the repeal to be sent to our legislators in Albany. Jim Kirsch, County Real Property Tax Director also supports the repeal.

Highway Superintendent Czworka is at Cornell attending Highway School. He asked that the Town Board consider a seasonal laborer, would like to hire Rick Jensen for roadside mowing in the town. Highway Dept. has been doing cold patching on Sinn, preparing Maxon for resurfacing, the week of the 20th, they plan on starting work on Maxon in order to get the paperwork filed to get some of the CHIPS money in August (takes about 6 weeks to get the money, so the work they do and file for in July, town will receive the money in September).

Supervisor Grant reported the swim program will start in mid July, a week later this year, will still run for the full 6 weeks at Bryncliff.

The Water Department will be getting water samples from 10 homes in the Cowlesville Water District this month, testing for lead and copper. Have to do this twice this year, then if everything okay, nothing found, they won't have to do the testing again for another 3 years.

Supervisor Grant reported that the town has received a \$50,000 grant for the town highway buildings, good for 18 months, was informed that there are 2000 grants out there and only 2-3 people at the state level working on them, so cash flow at the town level has to be considered when doing the project(s). Short discussion held.

Resolution in the agenda to increase the salary of Justice Linsey for doing the job of both town justices until the end of the year. When she talked to him, he indicated he may not be able to it, due to some things he has coming up this Summer. She sent a note to him, but he hasn't responded yet. Ms. Grant also reported she placed an ad in the pennysaver with no response back.

Short discussion held on LED signs.

June 8, 2016

Regular Meeting

7:30 PM

Supervisor Grant called the meeting to order and asked Councilman Gadd to lead the pledge to the flag.

Present were Council Members Frounick, Gadd and Mohun, also Deputy Clerk Busch. Assessor Wittmeyer arrived during the meeting. Councilman Hoy excused, out of town.

Financial Matters:

General Fund claims #118-143 totaling \$16,858.55 presented. Motion made by Mohun/Gadd to approve the General Fund claims presented. Voting all ayes, carried.

Highway claims #91-100 totaling \$34,228.76 presented. Motion made by Frounick/Gadd to approve the Highway Fund claims. Voting all ayes, carried.

Special District Claims:

Cowlesville Street Lighting – Voucher #6 in the amount of \$176.73 presented and;

Cowlesville Water District claims #25-29 totaling \$2008.41 presented. Motion made by Mohun/Frounick to approve the Special District claims, voting all ayes, carried.

Supervisor's Financial Statements for May:

Supervisor Grant asked if any questions. Motion made by Mohun/Gadd to accept the Financial Reports for May, voting all ayes, carried.

Minutes: May 2016 meeting: Supervisor Grant asked if any corrections/amendments. Supervisor Grant noted a couple of typo's. In the Work Session, paragraph beginning with "Resident" , Last sentence, Board Members agreed that "this" NOT "his" and in the meeting minutes pg. 281 , 2nd paragraph from the bottom re: River Spring Lodge, "30 day notification so that they may "use" NOT "peruse" Motion made by Frounick/Gadd to approve the minutes as corrected, voting all ayes, carried.

Correspondence:

Letter from Town of Alden re: Local Law #1 of the year 2016 entitled "Rezoning of Real Property on Broadway and Zoning Map Amendment.

Certificates of Insurance naming the Town of Bennington as additional insured received from: CIR Electrical Construction Corp, and Eugene Jaworski Contracting.

Annual Reports from Wyoming County Soil & Water Conservation District and GLOW Solid Waste Management Committee.

Monthly reports from Justice Linsey and Justice Wawrzyniak, transactions for the Month of April.

Notice from Senator Gallivan's office of an electronic recycling event being held this Saturday, June 11th at Geneseo. Supervisor Grant reported there is a lot of lobbying going on, trying to get the state to help municipalities fund electronic recycling due to the large amount of electronics coming into the landfills etc.

Departments:

Assessment: Supervisor Grant reported that the Wyoming County Board of Supervisors is going to be doing a resolution supporting the repeal of the new Star Exemption process that was put into the April 2016 Budget Bill. Town Assessor Wittmeyer and Jim Kirsch, Wyoming County Real Property Tax Director also support the repeal. She mentioned on how they (town & county) have done all of the updates of their records, and that the state web site is now set. Assemblyman DiPietro is a sponsor of the bill in the Assembly to repeal. Assessor Wittmeyer reported that Mr. Kirsch (Wyo. County Real Property Director) set up the program for her in Wyoming County, but in West Seneca, she had people come in, she signed in on the web site and did it for them, took 15 minutes per person, she's afraid that people won't do this. then fall through the cracks. Short discussion held. Supervisor Grant thanked Assessor Wittmeyer for putting together the list of reason to support the repeal of Bills #9943 and S7531 for her, which the County Finance Committee reviewed/discussed it at their meeting.

Zoning:

Home Occupations: Renewal application received from James Voglmayer, Premier Kitchen. Motion made by Frounick/Gadd to approve his application, voting all ayes, carried.

Highway Department:

Highway Superintendent Czworka on his way home from attending highway school at Cornell.

Supervisor Grant reported that he would like to hire a seasonal laborer like Rick Jensen to do roadside mowing. After a short discussion, the following resolution was introduced.

Resolution #2016-6-1 Authorization to fill Seasonal Laborer Position

Be It Resolved, that the Highway Superintendent is hereby authorized to fill one (1) position of seasonal laborer for the Highway Department for the period June 13, 2016 through October 14, 2016 at a rate of \$12.00 per hour.

Motion made by Frounick/Mohun to approve the resolution, voting all ayes, carried.

Resolution for the BAN for the purchase of a 2017 Peterbilt chassis, box and plow equipment. Supervisor Grant reported that a formal resolution is required which was drawn up by the Town Attorney as well as the legal notice that goes into the paper, if the town adopts the resolution for the BAN and read the resolution.

Resolution #2016-6-2 BAN Resolution for the Purpose of Borrowing Funds to Purchase a New Peterbilt Cab., Chassis, Box and Plow for the Town Highway Department in an Amount Not to Exceed \$250,000.

BE IT RESOLVED, BY THIS Town Board of the Town of Bennington that a Bond Anticipation Note will be issued and used to pay for a 2017 Peterbilt cab and chassis with stainless steel plow and equipment: and

BE IT FURTHER RESOLVED, that the Town shall pay no more than the sum of \$250,000.00 upon the maturity of the Bond Anticipation Note to the bank who has the lowest interest rate at bid, and

IT IS FURTHER RESOLVED, that the Supervisor of the Town of Bennington is authorized to issue said bond anticipation note.

This Resolution shall take effect immediately.

Motion made by Mohun/Gadd to adopt the resolution, voting all ayes, carried.

Supervisor Grant reported that the Highway Department has been cold patching pot holes around the town, pipe work, the week of the 20th, they will be starting the CHIPS work on Maxon to get some of that money coming in. Also have been working on Sinn and will be working on Bear as well.

Councilman Frounick reported that there is a gouge in the road at the intersection of Geise and Stedman. Supervisor Grant will report it to the Highway Department.

Parks/Recreation – Swim Program scheduled to begin the 2nd week in July, will run for 6 weeks. Also will be a bus trip to the Pike Fair in 1st Monday of the fair in August.

Water Department – Supervisor Grant reported that there will be water samples taken from 10 houses in the Water District, will be testing for lead and copper. Have to do it twice this year, so they plan on doing one now and another in August. If test results comes back okay, then won't have to do for three years.

The Annual Water Quality Report for 2015 has gone out to all customers in the Cowlesville Water District as well the State and County Health Departments.

Transfer Station – Councilman Frounick asked if maybe should have extra help up once in a while just to check on things, noticed a few times where it gets busy, people don't want to wait, so they carry their bags/items to the compactor, hard to check for stickers etc. Supervisor Grant will talk to John about it.

Public Concerns: Deputy Clerk Busch the only one in the audience.

Old Business: NYS Grant for repairs to the highway buildings - Town has received a \$50,000 grant for repairs to the highway buildings, have 18 months to use it. Supervisor Grant noted that about 2000 grants out there, only have 2-3 people working on them so the turn around for getting work done and being refunded for it could take awhile, have to consider the amount

coming out of the budget while doing this. Discussion held as to what to do first, the salt building or the highway garage. Also should have start/completion dates when bidding. Since the roof is leaking on the highway garage, should consider that first. Motion made by Councilman Gadd to get the highway garage done first, seconded by Councilman Frounick. Voting all ayes, carried. Councilman Gadd noted that specs, should be included with the bid, 50 year warranty on the shingles and the "R" value for insulation. Supervisor Grant will check the specs with the county highway, they have been getting bids lately. Councilman Gadd noted that our specs should be the same as the county's.

New Business: Close out Justice Wawrzyniak bank account

Resolution #2016-6-3 Close Bank account of Justice Wawrzyniak

Whereas, the Bennington Town Board accepted the letter of resignation submitted by Town Justice James Wawrzyniak, effective April 26, 2016; now, therefore

Be It Resolved, that the Town Supervisor is hereby authorized and directed to close out any and all bank accounts in the name of Justice Wawrzyniak for the Town of Bennington and to deposit all funds in the General Fund Checking Account of the Town of Bennington, for distribution in accordance with the requirements of the New York State Comptroller and NYS Office of Court Administration.

Motion made by Gadd/Frounick to adopt the resolution, voting all ayes, carried.

Resolution to create a local law to increase the 2016 Salary of Justice Linsey. Supervisor Grant sent him a note, but hasn't heard back from him. Motion made by Gadd/Mohun to table for another month.

Justice old filing cabinets (5)

Motion made by Gadd/Mohun to declare them as surplus property, to either sell for \$25 each or junk them if no one wants them.

Sign Regulations

Supervisor Grant got some sign regulations for LED signs. Made a couple of changes. Decided to send to the Town Attorney for his review.

There being no further business, a motion was made by Mohun to adjourn, Meeting adjourned at 8:08 PM.

Respectfully submitted:

Judith Brown, Town Clerk

