

May 13, 2015

Work Session

6:30 PM

Supervisor Grant along with Council Members Frounck, Gadd, Hoy and Mohun audited the Highway, General Fund and Special District Claims.

Bid Opening on new pickup: Sealed bids received from:

Pioneer Ford F-150	\$32,721.16
Upstate Chevy CK15753	\$31,758.75 (cost with spare tire w/rim \$32,365.01)
West Herr Ford F-150	\$31,587.00

All bids had the non-collusive bid certificates and waivers of Immunity.

Mr. Czworka also discussed the waste oil container at the transfer station, leaking.

Supervisor Grant reviewed her agenda with Members.

May 13, 2015

Regular Meeting

7:30 PM

Supervisor Grant called the meeting to order and asked Councilman Hoy to lead the pledge to the flag. Present were Council Members Hoy, Mohun, Gadd and Frounck, also Superintendent Czworka, and later Assessor Wittmeyer.

Minutes of the April meeting. There being no corrections or amendments, a motion was made by Mohun/Hoy to accept the minutes, voting all ayes, carried.

Departments:

Transfer Station: Supervisor Grant reported that last month town had a meeting with residents to address the issues with the transfer station, losing money for the past 6 years and some maintenance work is needed up there. The meeting was well attended, bringing out a lot of good comments and suggestions. Since then she and Board Members have received more information via e-mails, letters, phone calls from people who couldn't make the meeting. The Town Attorney said that the State Comptroller's Office suggest town get a survey done, since ballot voting and even a vote by a show of hands is not legal for matters like this. The Town has put together a survey (one in each Board's Member's packet) to be approved tonight and then mailed to approx. 1200 households in the town. Short discussion held.

Superintendent Czworka reported that the waste oil container is leaking, will need to replace the container. He will take care of it.

Assessor: Supervisor grant reported that Grievance Day is going to be held the last Wednesday of this month from 4-8 PM, at which time the Board of Assessment Review will meet with residence that want to discuss their assessment.

Zoning/Planning:

Home Occupation permit renewals received from: Paul Dersam (Alden Real Estate); Timothy Duda (Advanced Finishing) Richard Schlenker (Ancient Future); John Brandon (Eerie Design Service); Joseph Baer (Joseph Baer Builder) Cynthia Ciupek (C*Shore Design); Joseph Pfeiffer (Design A Tea); Edward Duda (Ed's Woodworks); James Voglmayr (Premier Kitchen Cabinets); Joseph Ciulla (Rispolis Bakery); Tom Hudson (Sunset Printing); and Nathan DeGroot (There's No End Game Calls). No complaints received on any of them. Motion made by Frounick/Gadd to approve the renewals, voting all ayes, carried. Bonnie McCarville and Ellen Czarniak returned signed statements that they are no longer in business.

Special Use Permit Renewals who have applied for three (3) year renewals received from : Michael Wulf (Auto Repair/Dealer); Pasquale Camillo (Car sales); William Ayers (Ayers Earth Moving); Michael Justinger (Landscaping); Ray's World (Auto Repair); C&S Welding ; Theodore Attea (Buffalo Hills Village). Applying for One (1) year renewals are: Nathan DeGroot (Automotive repair); Brian Sulzbach (Carpenter) and William Izydorczak (Plumber). No complaints received on any of them. Motion made by Frounick/Hoy to approve the Special Use renewals for the respective time frames. Voting all ayes, carried. Michael Barren and Kimberlee Decker (moved out of state) returned a signed statement that they are no longer in business.

Supervisor Grant reported that the Cowlesville Fire Company is looking to put up a two (2) bay steel addition and tear down/replace 8 x 10 shed and asked for Town Board approval to waive the fees for the permits. She noted waiving the fees is done for all fire companies, Town Board approval still required. Motion made by Mohun/Frounick to waive the permit fees for the Cowlesville Fire Company, voting all ayes, carried.

Highway: Superintendent Czworka reported that they have been working on Stedman, South Burrough, Tooley Road, grading, patching.

Plow & wing for the Peterbilt Truck #123, lowest prices was from Henderson (hard plow \$9600, wind \$5600) total cost of \$15,250. Motion made by Hoy/Frounick to purchase the plow & wing from Henderson for \$15,250, voting all ayes, carried.

Mr. Czworka worked out the cost to repair Blood Road of \$50,089, using #2 & #4 stone and 6" of crush. Biggest cost is the \$14,000 for the oil & stone.

Pick-up Truck – Opened bids earlier tonight. Superintendent Czworka reviewed the bids and reported that West Herr doesn't meet the specs . Mr. Czworka would like to buy local and pointed out that that there was only a difference of \$356.12 between the other two bids received, if consider the time, fuel, wages to travel back and forth to get serviced, cheaper in the long run to go local. He therefore recommends purchasing the new pick-up from Upstate Chevy in Attica. Motion made by Hoy/Gadd to purchase the new pickup from Upstate Chevy in Attica. Councilman Frounick Gadd and Hoy voted aye, Council Member Mohun abstained from voting – conflict.

Supervisor Grant reported that the town has received the \$24,000 (Federal FEMA) payment from the November snow storm. The \$8000 from the State has not been received and we may only get half of that, won't know until it comes in.

Parks/Recreation: Supervisor Grant reported the broken water line on the pavilion has been repaired. R.A.Woodson is suppose to be coming next week to install the new playground equipment, replace the chairs on the old swing etc. Recreation Comm. will be here Saturday for sign-ups for swimming (July & August at Byrncliff) and tee ball.

Assessor Wittmeyer reported Grievance Day is the 27th from 4 – 8 PM, equalization rate has dropped to 45% and that she has sent mailed out 118 assessment change notices.

Water District: Supervisor Grant reported she's received the Annual Report from the Erie County Water Authority and will be sending out the information to the customers in the district by the end of the month. Have 2 new hook-ups.

Public Concerns: Elmer Sturm questioned the number of households being sent the survey on the transfer station, thought it was said at the meeting last month there were 2000, why the difference. Supervisor Grant reported that there are Approx. 2000 parcels but only about 1200 households, not every parcel has a house on it. Short discussion held. Mr. Sturm asked if the Town Board was going to make the decision on transfer station to reflect the response from the surveys. Supervisor Grant said they would be taking everything into consideration. Ken Albano, Friedman Road, reported on the condition of Friedman, 1' deep ruts,, soft spots. Short discussion held.

Financial Matters:

General Fund claims #102 - 136 totaling \$17,530.05 presented. Motion made by Mohun/Frounick to approve the General Fund claims presented. Voting all ayes, carried.

Highway claims #58 - 79 in the amount of \$64,082.94 presented. Motion made by Hoy/Frounick to approve the Highway Fund claims. Voting all ayes, carried.

Special District Claims: Cowlesville Water District claims #20 - 27 totaling \$1854.67 and **Cowlesville Street Lighting** claim #5 in the amount of \$190.73 presented. Motion made by Mohun/Gadd to approve the Special District claims, voting all ayes, carried.

Supervisor's Financial Statements for April: Supervisor Grant reported she doesn't have one, they had to void a check and now there's a glitch in the system that has to get corrected. Will have for the next meeting.

Correspondence:

Letter from the NYS – Dept. of Public Service re: Seeking public comments on the filing made by Rochester Gas & Electric (RG&E) requesting that the Commission approve a Reliability

Support Services Agreement between RG&E and R.E. Ginna Nuclear Power Plant, LLC.. Public Hearings are scheduled for Webster (May 6th) and Rochester (May 7th).

Updated report from the Zoning Officers on the 2015 zoning permits issued to date.

Certificate of Attendance (Board of Assessment Review Training) for James Wawrzyniak.

Schedule from the Wyo. County Health Dept. – Anti-rabies vaccination clinics for 2015

Letter from John Brandon regarding the Transfer Station.

Certificate of Insurance from Spring Creek Construction naming the Town of Bennington as additional insured on their Liability policy.

Newsletter from the Genesee ARC on the Developmental Disabilities Awareness program, will also be recognizing veterans in upcoming events.

Notice from Time Warner Cable regarding upcoming negotiations.

Monthly report from Bennington Town Justice.

Letter from Wyo. Chamber of Commerce and Tourism re: Marketing Opportunities.

Letter for NYS Dept. of Ag. & Markets regarding the inspection of the Wyo. County Dog Shelter.

Old Business:

Website: Supervisor Grant Reported that former Town Webmaster Andy Marek met with Kyle Dluhy regarding the town's website and highly recommended Kyle for the position. Motion made by Mohun/Hoy to appoint Kyle Dluhy as Bennington's Website Director, voting all ayes, carried.

Records Grant Application: Ann McConnell has submitted the application, which is 100% funded and requesting \$39,000.

New Business:

Accept letter of Resignation and appoint Town Clerk to fill the vacancy; Supervisor Grant read Resolution #2015-5-1 accepting the letter of Resignation from Tina Metz and appointing Judith Brown as Town Clerk from May 1, 2015 through December 31, 2015. Motion made by Mohun/Frounick to approve the Resolution, voting all ayes, carried.

Town Sludge Violation: Supervisor Grant read Resolution #2015-5-2 whereby Quasar violated Local Law #1 of 1995. Motion made by Gadd/Hoy to adopt the resolution, voting all ayes, carried.

Historical Museum painting: Supervisor Grant would like permission to get Wyoming Correctional inmates down there to paint the building – town supplies the material. Motion made by Hoy/Mohun to authorize the Supervisor to procure the inmates to paint the Historical Building.

Other Matters to come before the Board:

Supervisor Grant received info from yesterday's Bd. Of Supervisor Meeting from the Office of Aging regarding the Senior Ball.

Declare the 2006 Ford F-250 as surplus property and authorize the clerk for bids and authorize the clerk to advertise for bids. Motion so made by Hoy/Mohun, voting all ayes, carried.

There being no further business, a motion was made by Mohun to adjourn. Meeting adjourned at 8:44 PM.

Respectfully Submitted:

Judith Brown, Town clerk