

REGULAR TOWN BOARD MEETING
Gaines, NY July 14, 2009

PRESENT: Richard DeCarlo ----- Supervisor
 David Kast ----- Councilperson
 James Kirby ----- Councilperson
 Bill Lattin ----- Councilperson
 Lorraine Oakley ----- Councilperson
 Ron Mannella ----- Superintendent
 Jean Klatt ----- Town Clerk

EXCUSED: Douglas Heath ----- Council

OTHERS PRESENT: Sue Smith, Lorienda Smith, Gerry Culhane, Tibbs Ahlberg

Supervisor DeCarlo called the meeting to order at 7:30PM with the Pledge to the Flag.

PRIVILEGE OF THE FLOOR/PUBLIC CONCERNS

Sue Smith was asking who the potential applicant for the agricultural turbine application was. Planning Board Chairman, Ahlberg said it was Navarra down on the Ridge. She also mentioned that the planning board had a discussion at their last meeting regarding stopping the Code Enforcement Officer from inspecting farm labor housing because the County Health Department does an inspection. Sue feels that stopping the CEO Inspection would be losing home rule.

Tibbs Ahlberg presented 1 final zoning change to the board.

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RESOLUTION 34-09
Approval of Minutes

On a motion from Councilperson Lattin and seconded by Councilperson Kast the resolution was

ADOPTED Ayes 5 DeCarlo, Kast, Kirby, Oakley, Lattin
 Nay 0

The minutes from June 9, 2009 are approved.

RESOLUTION 35-09
Approval of Abstract

On a motion from
 General Councilperson Kast and seconded by Councilperson Kirby
 Highway Councilperson Lattin and seconded by Councilperson Oakley
 Water Councilperson Oakley and seconded by Councilperson Kast

ADOPTED 5 Ayes DeCarlo, Kast, Kirby, Oakley, Lattin
 0 Nays

Resolved that the bills on abstract #7 will be paid as presented.

Time Warner Cable Update

Supervisor DeCarlo told the board that he had been in contact with the Ridgeway Supervisor and they were trying to share legal expenses for negotiating the Time Warner Cable contract. It was the consensus of the board that we needed to know what the legal expenses would be before we could agree to share the expenses.

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RESOLUTION 36-09

WD#10 Stu Brown Services

On a motion from Councilperson Kast and seconded by Councilperson Lattin the resolution was

ADOPTED Ayes 5 DeCarlo, Kast, Kirby, Lattin, Oakley
Nay 0

Resolved that Supervisor DeCarlo is authorized to sign the proposal in the amount of \$3000.00 for Stuart Brown Associates to prepare the Rural Development Final Application for Water District #10.

RESOLUTION 37-09

WD#10 Engineering Services

On a motion from Councilperson Kast and seconded by Councilperson Lattin the resolution was

ADOPTED Ayes 5 DeCarlo, Kast, Kirby, Lattin, Oakley
Nay 0

Resolved that Supervisor DeCarlo is authorized to sign the proposal for engineering services with Chatfield Engineers for Water District #10.

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RESOLUTION 38-09

RESOLUTION

At a regular meeting of the Gaines Town Board held on July 14, 2009
Oakley moved adoption of the following resolution; Councilperson Lattin
motion:

"RESOLVED, that Heath & Martin, Attorneys for the Town of Gaines, (Do
Esq., of Counsel), is hereby directed to prepare the form petitions for signature by
the proposed boundaries of Gaines Water District No. 10, for the establishment of sai
No. 10 upon Petition and not upon motion of the Town Board. as otherwise prescri
Law of the State of New York"

Upon being put to a vote, the following voted "Aye" in favor of adoption:

DeCarlo, Lattin, Oakley, Kast, Kirby

The following voted "No" in opposition thereto.

None

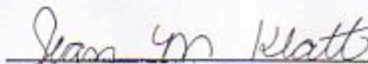
The resolution was deemed adopted.

STATE OF NEW YORK:
COUNTY OF ORLEANS: ss.:
TOWN OF GAINES:

I, JEAN KLATT, Town Clerk of the Town of Gaines, Orleans County,
HEREBY CERTIFY that I have compared the foregoing resolution duly adopted by
of the Town of Gaines on the 14th day of July, 2009 with the original thereof no
office, and the same is a correct and true copy of said resolution and of the whole t

Dated: July 14, 2009
Town of Gaines

(SEAL)


Jean Klatt, Gaines Town Cler.

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RESOLUTION 39-09

WD#10 Petitions

On a motion from Councilperson Kirby and seconded by Councilperson Oakley the resolution was

ADOPTED Ayes 5 DeCarlo, Kast, Kirby, Lattin, Oakley
Nay 0

Resolved that Ron Mannella is authorized to carry petitions for Water District #10 that will be prepared by Attorney Heath.

RESOLUTION 40-09

Petition Presented by Residents for Water on Transit Road

On a motion from Councilperson Oakley and seconded by Councilperson Lattin the resolution was

ADOPTED Ayes 5 DeCarlo, Kast, Kirby, Lattin, Oakley
Nay 0

Resolved that Clerk Klatt will forward the petition to Chatfield Engineers for review.

Petition of signatures to follow:

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PETITION

Gaines

We, the undersigned residents from the respective Towns', so noted next to our signatures, request our Towns' of residence to collectively, or individually, consider the construction and installation of public water along Transit Road. At this time we request that our Towns' further investigate and analyze the cost of such construction and installation for the benefit of residents to receive public water installed along Transit Road.

Name	Address	TOWN	Signature
Cedrik Sorila	2576 Transit Rd	Kent	<i>Cedrik Sorila</i>
JAMES Summers	2407 TRANSIT ROAD	Kendall	<i>James Summers</i>
Russell Smith	2372 TRANSIT RD.	GAINES	<i>Russell Smith</i>
Dennis McMillan	2274 TRANSIT RD	GAINES	<i>Dennis McMillan</i>
Delice Nowicki	2361 Transit	Kendall	<i>Delice Nowicki</i>
Gregory Nowicki	" "	"	<i>Greg Nowicki</i>
William Nowicki	2301 Transit Rd.	Gaines	<i>William Nowicki</i>
Brian R. Schonske	2193 TRANSIT RD.	Kent	<i>Brian R. Schonske</i>
Debra A. Schonske	2193 Transit Rd.	Kendall	<i>Debra Schonske</i>
Brian J. Schonske	2075 Transit	Kendall	<i>Brian J. Schonske</i>
Robert Wyatt	2074 Transit Rd	Kent	<i>Robert Wyatt</i>
Heidi Wyatt	2074 Transit Rd	Kent	<i>Heidi Wyatt</i>
Michelle Horton	2072 Transit Rd	Kent	<i>Michelle Horton</i>
<i>Doris + Judith Candolano</i>	1857 Transit Rd	Kent	<i>Doris + Judith Candolano</i>
Caron Preston	2068 TRANSIT RD	Kent	<i>Caron Preston</i>
Nicole Preston	2068 Transit Rd.	Kent	<i>Nicole Preston</i>
Ken STEPHENS	2055 TRANSIT RD	Kendall	<i>Ken Stephens</i>
Yvonne Stephens	" " "	"	<i>Yvonne Stephens</i>
Lance Cornish	1945 Transit Rd Kent NY	Kendall	<i>Lance Cornish</i>
Margaret Wilkinson	1945 Transit Rd Kent N.Y.	Kendall	<i>Margaret Wilkinson</i>
Randy Wilkinson	1945 TRANSIT RD KENT	KENDALL	<i>Randy Wilkinson</i>
DANIEL D. SCHULTZ	2279 TRANSIT RD	KENDALL	<i>Daniel D. Schultz</i>

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RESOLUTION 41-09

Joint Equipment Purchase

On a motion from Councilperson Kast and seconded by Councilperson Kirby the resolution was

ADOPTED Ayes 5 DeCarlo, Kast, Kirby, Lattin, Oakley
Nay 0

Resolved that Supervisor DeCarlo is authorized to ask Stuart Brown to prepare the grant application for the joint equipment purchase with the Town of Albion.

RESOLUTION 42-09

Salt Storage Barn

On a motion from Councilperson Oakley and seconded by Councilperson Lattin the resolution was

ADOPTED Ayes 5 DeCarlo, Kast, Kirby, Lattin, Oakley
Nay 0

Resolved that Supervisor DeCarlo is authorized to ask Stuart Brown to prepare a quote to apply for a grant for a Salt Storage Barn. The application is for a 75/25% grant from the Department of Environmental Conservation.

With no further business, on a motion from Councilperson Oakley and seconded by Councilperson Lattin the meeting was adjourned at 8:03PM.

Respectfully submitted,

Jean Klatt
Gaines Town Clerk