

REGULAR TOWN BOARD MEETING
Gaines, NY October 13, 2009

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

ABSENT: None

OTHERS PRESENT: Ray Burke, Carol Culhane, Connie Mosher, Marilyn Miller, Glen Brown, Lorienda Smith, Sue Smith, Henry Smith Jr.

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

PRIVILEGE OF THE FLOOR/PUBLIC CONCERNS

Connie Mosher complimented the highway department on replacing a stop sign. She also questioned why the wind energy local law that was adopted 18 months ago and is still not in our town zoning regulations. There was some discussion regarding who should write the zoning regulation and how long the process is going to take. Attorney Heath suggested that we get a quote from Attorney Spitzer to have his office amend the master plan and zoning regulations. We also would like a time frame to be established.

REGULAR TOWN BOARD MEETING
Gaines, NY October 13, 2009

PUBLIC HEARING 2010 BUDGET

LEGAL NOTICE

NOTICE IS HEREBY GIVEN THAT THE PRELIMINARY BUDGET OF THE TOWN OF GAINES, Orleans County, New York, for the fiscal year beginning January 1, 2010 has been completed and filed in the office of the Town Clerk, located at the Gaines Town Hall, 14087 Ridge Road, Albion, New York where it is available for inspection during regular business hours.

FURTHER NOTICE IS HEREBY GIVEN that the Town Board of the Town of Gaines will meet and review said preliminary budget and hold a public hearing thereon at the Gaines Town Hall at 7:30 PM, on the 13th day of October, 2010 and that at such hearing any person may be heard in favor or against any item contained therein.

AND FURTHER NOTICE IS HEREBY GIVEN, pursuant to Section 108 of the Town Law, that the following are proposed yearly salaries of the following elected officials:

Supervisor	\$5,500.00
Town Council	\$2,800.00
Town Clerk	\$21085.00
Highway	
Superintendent	\$39996.00
Town Justice	\$14420.00
Tax Collector	\$3873.00

PLEASE TAKE FURTHER NOTICE THAT a regular meeting of the Gaines Town Board will be held following the public hearing.

Jean Klatt, Gaines Town Clerk

Dated: October 01, 2009

Supervisor DeCarlo opened the public hearing at 8:08 PM. Lorienda Smith asked what line items could be reduced to reduce the budget. The board explained that they felt that they had cut the budget as much as possible. The public hearing was closed at 8:52 PM.

REGULAR TOWN BOARD MEETING
Gaines, NY October 13, 2009

RESOLUTION 64-09
Approval of 2010 Budget

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

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

The preliminary budget that was approved on 9-22-09 is approved as the 2010 Town of Gaines Budget with the revised additions for WD #7 & 8 and a reduction in the fund balancing being used is General outside Village Line BUB is reduced to 7000.00 and Highway Fund – Townwide line BUB is reduced to 22,000.00

Carol Culhane gave a final report on the 2009 Bicentennial Celebration. She reported that after the sale of our remaining products and the book and picture CD the committee would have enough funds to return the \$5000.00 town contribution to the town.

RESOLUTION 65-09
Approval of Minutes

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

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

Resolved that the minutes of the September 8th & 22nd meeting of the town board are approved as presented.

REGULAR TOWN BOARD MEETING
Gaines, NY October 13, 2009

RESOLUTION 66-09
Approval of Abstract

On a motion from

General - Councilperson Lattin and seconded by Councilperson Kast
Highway – Councilperson Lattin and seconded by Councilperson Oakley
Water – Councilperson Kast and seconded by Councilperson Kirby
the resolution was

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

Resolved that the bills on abstract #10 will be paid as presented.

RESOLUTION 67-09
WD #8 Budget Modifications

Whereas, the Town of Gaines has incurred costs for legal notices, permit fees and other miscellaneous costs associated with the Water District No.8 project that exceed the current budget for these costs.

Be it resolved that the Town Board hereby authorizes an increase in the amount of \$500.00 in the budget for Miscellaneous expenses, from \$3,000.00 to \$3500.00 and

Be it resolved that the Town Board hereby authorizes a corresponding decrease in the Contingency for the project.

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

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

Resolved that the budget modifications for WD #8 are approved as presented.
Ron Mannella informed the Town Board that he will be sending a letter of intent to the dealer to purchase a new truck at the 2009 pricing. The truck purchase was approved in the 2010 budget.

REGULAR TOWN BOARD MEETING
Gaines, NY October 13, 2009

RESOLUTION

At a regular meeting of the Gaines Town Board held on the 13th day of October, 2009 the following resolution was duly moved, seconded and adopted by the affirmative vote of a majority of the total voting strength of the Board:

"RESOLVED, that the Supervisor of the Town of Gaines, Orleans County, New York, is hereby authorized as the official representative of the Town to execute and submit an application to the U. S. Department of Agriculture, Rural Development for grant and/or loan assistance for the construction of improvements to serve the Town of Gaines, Water District No. 10 which includes portions of Sawyer, Kent Transit and Densmore Roads, and the Supervisor is hereby authorized and directed to act in connection with the submission of the application and to provide such additional information as may be required."

CERTIFICATE OF CLERK

STATE OF NEW YORK:
COUNTY OF ORLEANS: ss:
TOWN OF GRAINES:

I, Jean Klatt, Town Clerk of the Town of Gaines, Wayne County, New York, DO HEREBY CERTIFY that I have compared the foregoing resolution duly adopted by the Town Board of the Town of Gaines on the 13th day of October, 2009 with the original of such resolution now on file in my office, and the same is a correct and true copy of said original resolution and of the whole thereof.

Dated: October 14, 2009

Jean Klatt
Jean Klatt, Town Clerk

(SEAL)

X:\WPDOCS\GAINES\WD#10\Full RD Application\Resolution.DOC

REGULAR TOWN BOARD MEETING
Gaines, NY October 13, 2009

RESOLUTION 68-09

Set Date for WD#10 Public Hearing

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

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

Resolved that the public hearing for WD# 10 will be November 10th, 2009 @ 7:30 PM.

With no further business, on a motion from Councilperson Lattin and seconded by Councilperson Oakley the meeting was adjourned at 9:26 PM.

Respectfully submitted,

Jean Klatt
Gaines Town Clerk