

GAINES REGULAR TOWN BOARD MEETING  
And LL#1 of 2010 PUBLIC HEARING  
Gaines, NY      December 14, 2010

A Public Hearing for LL#1 of 2010 & Regular Town Board Meeting of the Town of Gaines, County of Orleans and the State of New York was held at the Town Hall, 14087 Ridge Road, Gaines, New York on the 14<sup>th</sup> day of December 2010.

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

EXCUSED:    None

OTHERS PRESENT: Marilyn Miller, David Thom, Tibbs Ahlberg, Henry Smith Jr., Dick DeCarlo Jr.

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

**PUBLIC HEARING LL#1 of 2010**  
**“The Dog Control Law of the Town of Gaines”**

The Public Hearing for LL#1 of 2010 was opened at 7:31PM by Supervisor Lattin. Clerk Klatt explained the proposed law. With no comment from the public the hearing was closed at 7:36PM.

**PRIVILEGE OF THE FLOOR/PUBLIC CONCERNS**

None



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RESOLUTION 108-10  
**APPROVAL OF MINUTES**

On a motion of Councilperson Kirby, seconded by Councilperson Kast the following resolution was

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

Resolved that the minutes of the November 9th, 2010 meetings are approved as submitted by the Town Clerk.

RESOLUTION 109-10  
**APPROVAL OF ABSTRACTS**

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

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

Resolved that the bills on abstract #12 will be paid as presented.

General	Abstract # 314 - # 350	in the amount of \$ 17,557.94
Highway	Abstract # 158 - # 169	in the amount of \$ 36,864.85
Water 1	Abstract # 72 - # 77	in the amount of \$ 1,652.11

RESOLUTION 110-10  
**APPROVAL OF SUPERVISOR'S MONTHLY REPORT**

On a motion of Councilperson Oakley, seconded by Councilperson Kirby, the following resolution was

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

Resolved that the October 2010 Supervisor's Monthly report is approved as submitted by the Supervisor Lattin.

RESOLUTION 111-10

**Authorize Supervisor to sign Water Quality Project Grant Agreement**

**Municipal Resolution Water Quality Improvement Projects and Nonagricultural  
Nonpoint Source Projects Municipal Resolution**

Resolution authorizing the items listed below pursuant to the Bond Acts enacted in 1965, 1972 and 1996 and the Environmental Protection Fund, as well as federal grant awards available for such projects.

WHEREAS, the Town of Gaines

herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Environmental Conservation Law ("ECL") authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IT RESOLVED BY the Town of Gaines

1 That C.W. Lattin Town of Gaines Supervisor, or such person's successor in office, is the representative authorized to act in behalf of the Municipality's governing body in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and to State assistance;

2 That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation;

3 That one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation

4 That this Resolution take effect immediately.

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On a motion of Councilperson Oakley, seconded by Councilperson Smith, the following resolution was

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

Resolved that Supervisor Lattin is authorized to sign the Water Quality Project Grant Agreement.

RESOLUTION 112-10

**Authorize Supervisor to Sign Agreement for S.Brown Associates to Administer Salt Storage Grant**

On a motion of Councilperson Kast, seconded by Councilperson Smith the following resolution was

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

Resolved that Supervisor Lattin is authorized to sign a service agreement with Brown Associates. Brown Associates will be the grant administrator for the salt storage grant.

RESOLUTION 113-10

**Generator Purchase for Town Hall**

On a motion of Councilperson Oakley, seconded by Councilperson Kirby, the following resolution was

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

Resolved that a generator for the town hall will be purchased and installed at a cost not to exceed \$3500.00.

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Tibbs Ahlberg presented the Town Board with a list of recommended updates to the Master Plan on behalf of the Planning Board.

1. Ag Districts need to be updated to reflect the new Ag District 3.
2. The plan background and existing conditions need to be updated to reflect the current trends and environment.
3. Water Districts need to be updated.
4. Wind Energy needs to be updated.
5. The amount of land being farmed needs to be updated
6. The commercial districts need to be updated.

Henry Smith Jr. asked the board why the exterior lights at the town hall are on all night. The board responded that it was for security reasons. Many people approach the building after dark.

With no further business, on a motion from Councilperson Smith, seconded by Councilperson Kirby the following resolution was

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

Resolved that the December 14<sup>th</sup>, 2010 board meeting is adjourned at 8:29 PM.

Respectfully Submitted,

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Jean Klatt  
Gaines Town Clerk