

GAINES TOWN BOARD MEETING
Gaines, NY May 11, 2010

A 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 11th day of May 2010.

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

EXCUSED: Lorraine Oakley - Councilperson

OTHERS PRESENT: Carol Culhane, Lorienda Smith, Connie Mosher, Marilyn Miller, Robert McGaffick, CEO; David Thom, Tibbs Ahlberg, Henry Smith

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

RESOLUTION 41 -10

APPROVAL OF MINUTES

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

ADOPTED Ayes 4 Smith, Kast, Kirby, Lattin
 Nays 0

Resolved that the minutes of the April 13th, 2010 meetings are approved as submitted by the Town Clerk.

GAINES TOWN BOARD MEETING
Gaines, NY May 11, 2010

RESOLUTION 42 -10
APPROVAL OF ABSTRACTS

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

ADOPTED Ayes 4 Smith, Kast, Kirby, Lattin
 Nays 0

Resolved that the bills on abstract #5 will be paid as presented.

General	Abstract # 111 - # 141	in the amount of \$ 9,641.30
Highway	Abstract # 58 - # 68	in the amount of \$ 2,984.05
Water 1	Abstract # 28 - # 34	in the amount of \$ 7,768.85
Water 9	Abstract # 1 - # 1	in the amount of \$ 1,025.00

RESOLUTION 43 -10
APPROVAL OF SUPERVISOR'S MONTHLY REPORT

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

ADOPTED Ayes 4 Smith, Kast, Kirby, Lattin
 Nays 0

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

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Gaines, NY May 11, 2010

RESOLUTION 44-10
ZONING BOARD RESIGNATIONS

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

ADOPTED Ayes 4 Smith, Kast, Kirby, Lattin
 Nays 0

Resolved that resignation of Donald Morton from the Zoning Board of Appeals is accepted with regrets effective immediately.

RESOLUTION 45-10
TIME WARNER DIGITAL PHONE

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

ADOPTED Ayes 4 Smith, Kast, Kirby, Lattin
 Nays 0

Resolved that Clerk Klatt is authorized to sign a 2 year contract with Time Warner for Digital phone service effective immediately.

RESOLUTION 46-10
PURSUE PURCHASE OF MINI-EXCAVATOR

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

ADOPTED Ayes 4 Smith, Kast, Kirby, Lattin
 Nays 0

Resolved that Superintendent Mannella is authorized to pursue purchasing a mini-excavator and trailer. After approval from the highway committee he may go out to bid for the equipment.

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Gaines, NY May 11, 2010

RESOLUTION 47 -10
CEMETERY RULES

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

ADOPTED Ayes 4 Smith, Kast, Kirby, Lattin
 Nays 0

Resolved that the cemetery rules presented are in effective immediately. A sign will be posted at the cemetery.

RESOLUTION 48-10
WD#10 SERIAL BOND

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

ADOPTED Ayes 4 Smith, Kast, Kirby, Lattin
 Nays 0
 Excused 1 Oakley

Resolved that the resolution authorizing the issuance of not to exceed \$841,000.00, Serial Bonds of the Town of Gaines, Orleans County, New York, to pay the cost of the construction of a water distribution system to serve Gaines Water District #10 in the Town of Gaines dated 5-11-2010 is approved.

Robert McGaffick informed the board that he will be pursuing legal action against Robert Bannan for property violations.

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PRIVILEGE OF THE FLOOR/PUBLIC CONCERNS

Tibbs Ahlberg reported that Robin Stelmach is going to apply for a new special use permit.

Tibbs Ahlberg asked if we could pursue the zoning law changes now that things are calming down. Attorney Heath agreed to bring something to the June board meeting.

RESOLUTION 49 -10
EXECUTIVE SESSION

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

ADOPTED Ayes 4 Smith, Kast, Kirby, Lattin
 Nays 0

Resolved that the town board will enter into executive session to discuss a personnel issue at 8:12PM.

RESOLUTION 50 -10
EXECUTIVE SESSION

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

ADOPTED Ayes 4 Smith, Kast, Kirby, Lattin
 Nays 0

Resolved that the town board will enter into regular session 8:45PM.

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Gaines, NY May 11, 2010

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

ADOPTED Ayes 4 Smith, Kast, Kirby, Lattin
 Nays 0

Resolved that the May 11th, 2010 board meeting is adjourned at 8:45 PM.

Respectfully Submitted,

Jean Klatt
Gaines Town Clerk