

TOWN OF GAINES REGULAR BOARD MEETING

July 11, 2017

A Regular Town Board Meeting of the Town of Gaines, County of Orleans and the State of New York was held at the Gaines Town Hall, 14087 Ridge Road, Gaines, New York on the 11th day of July 2017.

PRESENT:	Carol Culhane	-----	Supervisor
	Richard DeCarlo	-----	Councilperson
	James Kirby	-----	Councilperson
	Mary Neilans	-----	Councilperson
	Sue Smith	-----	Councilperson
	Sharon Harding	-----	Town Clerk
	Debra Mitchell	-----	Deputy Town Clerk
	Ron Mannella	-----	Highway Superintendent
	Dan Strong	-----	Code Enforcement Officer
	Andrew Meier	-----	Town Attorney

OTHERS PRESENT: Gary W. Reuter, Marilyn Miller, Lisa Mannella, Lorienda Smith, Wesley Bedford

Supervisor Culhane called the meeting to order at 7:00PM with the Pledge to the Flag.

RESOLUTION 50- 17

APPROVAL OF MINUTES - June 13, 2017

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

ADOPTED	Ayes	5	Culhane, DeCarlo, Kirby, Neilans, Smith
	Nays	0	

Resolved that the Minutes of June 13, 2017 are approved as presented

RESOLUTION 51- 17

APPROVAL OF ABSTRACTS

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

ADOPTED	Ayes	5	Culhane, DeCarlo, Kirby, Neilans, Smith
	Nays	0	

Resolved that the bills on Abstract #7 Vouchers, General \$6935.28, Highway \$2416.18, Water \$1491.67 will be paid as presented.

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RESOLUTION 52-17

PERMISSION TO SIGN TOSHIBA CONTRACT

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

ADOPTED Ayes 5 Culhane, DeCarlo, Kirby, Neilans, Smith
 Nays 0

Resolved that Supervisor Culhane has permission to sign a five year contract with Toshiba for a new copy machine at \$105/mo which includes toner and repair service calls.

RESOLUTION 53- 17

SPECS OUT TO BID FOR TOWN HALL RENOVATIONS

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

ADOPTED Ayes 5 Culhane, DeCarlo, Kirby, Neilans, Smith
 Nays 0

Resolved that Supervisor Culhane has permission to put the project out to bid, sealed bids to be opened July 31st and awarded at the August 8th meeting.

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RESOLUTION NO. 54- 17

Resolution duly adopted at the Regular Board Meeting of the Town of Gaines, Orleans County, New York, held on the 11th day of July, 2017 at 7:00 PM at the Gaines Town Hall, 14087 Ridge Road, Albion, NY, at which the following were:

PRESENT: Carol Culhane, Supervisor
Richard DeCarlo, Councilman
James Kirby, Councilman
Mary Neilans, Councilman
Sue Smith, Councilman

ABSENT:

WATER DISTRICT SUPPORT

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

ADOPTED Ayes 5 Culhane, DeCarlo, Kirby, Neilans, Smith
Nays 0

Resolved that the Town will give a letter of support for the County to apply for grant money and research into the feasibility of an Orleans County Water District.

CERTIFICATION OF CLERK

STATE OF NEW YORK }
COUNTY OF ORLEANS]

I, SHARON L. HARDING, Town Clerk of the Town of Gaines, County of Orleans, and State of 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 11th day of July, 2017 with the original now on file in my office, and the same is correct and true copy of said resolution and of the whole thereof.

Dated: July 11, 2017


Sharon L. Harding, Gaines Town Clerk

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RESOLUTION 55- 17

BLACK TOP RESURFACING FOR TOWN HALL AND OTTER CREEK

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

ADOPTED Ayes 5 Culhane, DeCarlo, Kirby, Neilans, Smith
 Nays 0

Resolved that the Town Hall and Otter Creek Cemetery will be resurfaced by Colonna (J-Co Driveway Sealing), at the same cost as last year.

Hydrant Meter Regulations

Attorney Andrew Meier explained that he emailed Supervisor Culhane and has copies for the Board of the prepared Hydrant Meter Regulations which adds additional language to the Water Regulations that relates to Meters such as damage fees, annual fees, he suggests that the Board look them over and adopt a Resolution at the next meeting.

Loader Financing

Highway Superintendent Ron Mannella explained that the current loader is 20 years old and will eventually need repair and or replacement, it is currently worth \$40-\$45000.00, a new loader costs \$180-\$220,000, he is proposing that if the Town carries over the CHIPS money one year they could apply a little over \$100,000 plus whatever is in the equipment fund toward a new loader and asked that the board consider doing this. Supervisor Culhane stated that the budget process starts next month and that the board will look into it.

Change September Meeting Date

The September Town Board Meeting date changed from September 12, 2017 to September 13, 2017 due to the 12th being Primary Day.

Privilege of the Floor

Wesley Bedford- Eagle Harbor Road -

He and others in his area are concerned about the speed limit on their road and he inquired as to whether the 35 mph speed limit could be extended further down the road or if it could be more strictly enforced. His concern relates to the fact that oversized vehicles are allowed on his road and he has small children.

It was further discussed and Supervisor Culhane stated she would send the required form to the County and explain the constituents' concerns and also speak with the police department about possibly policing the area better.

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Supervisor Culhane -

Read a letter from the State of New York Parks and Recreation and Historic Preservation:



Parks, Recreation and Historic Preservation

ANDREW M. CUOMO
Governor

ROSE HARVEY
Commissioner

June 21, 2017

Ms. Carol E. Culhane
Supervisor, Town of Gaines
14087 Ridge Road
Albion, NY 14411

Re: Gaines District #2 Cobblestone Schoolhouse
3286 Gaines Basin Road
Albion, NY 14411
Orleans County

Dear Ms. Culhane:

I am pleased to inform you that the above referenced property was listed **June 12, 2017** on the National Register of Historic Places. As you may know, the National Register is the nation's official list of properties worthy of preservation. Listing on the National Register recognizes the importance of these properties to the history of our country and provides them with a measure of protection. ***In addition, owners of income producing properties may qualify for federal and/or state income tax benefits. Homeowners in qualifying census tracts may qualify for state income tax benefits for approved work.*** Properties owned by municipalities and not-for-profit organizations are eligible to apply for state historic preservation matching grants.

If you would like more information about any of these programs, please contact your field representative, in this case, Jennifer Walkowski, at the ***Division for Historic Preservation*** at (518) 268-2137. Division staff maintains a continuing interest in all registered properties and will be happy to answer any questions you may have.

Sincerely,

Michael F. Lynch, P.E., AIA
Director, Division for Historic
Preservation

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Gary Reuter -

Stated that he received nine violations against his property and agrees to address them but believes it is in retaliation. He mentioned that for the past 9 years he has placed verbal complaints with various Codes Officers.

Supervisor Culhane - interjected and explained that there is a way to address these issues and a process to go through and advised Mr. Reuter to make an appointment with CEO Dan Strong and Attorney Andrew Meier, while they are here and explained that the Board is not able to make determinations about codes. It was also stated that she believed others in his neighborhood were also sited.

Gary Reuter - went on to explain that by the advice of his attorney he would like to know how to obtain the minutes from the June 13th meeting and this meeting.

Supervisor Culhane- informed Mr. Reuter that the minutes are available online on the Town of Gaines website and instructed him as to how to locate them.

Gary Reuter - expressed that he wanted a peaceful resolution to this and Superintendent Culhane again advised him to set up a meeting with the CEO and Attorney after this meeting.

Lorienda Smith -

1. Believed Tax Grievance Day was rescheduled and asked whether or not she missed it. Supervisor Culhane stated that yes she missed it and that would be a Real Property issue.

2. Considering the cost of \$180,000 - \$220,000 she asked if the town could possibly share a loader with other towns.

Supervisor Culhane referred her to Highway Superintendent Mannella who explained the town could not get along without a loader.

3. Pertaining to the Water District Support letter and how it worked with the \$35,000 grant for our own Water District.

Supervisor Culhane explained that the \$35,000 was for the Water Meter System (radio reads).

Lorienda wondered how that affected the water district support and that at the last Town Board meeting Supervisor Culhane was going to apply for a \$35,000 grant for a water district.

Supervisor Culhane explained that the only grant she applied for was \$75,000 for the Town Hall renovations, which we have received.

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Lorienda inquired further as to whether the Water Meter System affected the Water District Support.

Supervisor Culhane believed that it makes it more efficient, keeps us individualized, we have a higher level system and it will last around 10 years.

4. Lorienda commented that she received the campaign letter with the water bill and thought that the wording, "And who took the money?" was not in good taste and would like it explained. What money are we talking about?

Supervisor Culhane said it was meant to be eye catching and was referring to tax money and that expressing that our town is in good fiscal shape. Lorienda thought it could be taken out of context.

MOTION TO ADJOURN

On a motion from Councilperson Smith, seconded by Councilperson Neilans the following was

ADOPTED	Ayes	5	Culhane, DeCarlo, Kirby, Neilans, Smith
	Nays	0	

Resolved that with no further business the July 11, 2017 Regular Town Board Meeting is adjourned at 7:31 PM.

Respectfully Submitted,

Debra S Mitchell
Gaines Deputy Clerk