

**TOWN OF GAINES**  
**Regular Meeting - September 10, 2018**

The regular meeting of the Town Board of the Town of Gaines, County of Orleans, State of New York was called to order by Supervisor Joseph Grube at 7:00 P. M. on the 10th day of September, 2018.

The following town officials were present:

Joseph Grube	Supervisor
James Kirby	Councilperson
Mary Neilans	Councilperson
Susan Heard	Town Clerk
Ron Mannella	Highway Superintendent
Douglas Heath	Attorney for the Town

Absent: Tyler Allport, Councilperson

The following were present during the meeting: 15 Town residents

The Supervisor opened the meeting with the Pledge to the Flag, followed by a moment of silent reflection. Attorney Doug Heath spoke for a moment to acknowledge the passing of Supervisor Grube's father this past week. He had the honor to attend the service in Otto, NY and said the entire town of Otto appeared to be present. Mr. Grube was a well respected, loved, and community service minded man, serving on the Otto Volunteer Fire Dept. for over 60 years.

**RESOLUTION NO. 87 - 0918**  
**APPROVAL OF MINUTES OF AUGUST 13TH MEETING**

Moved by Councilperson Kirby and seconded by Councilperson Neilans to approve the minutes of the August 13th meeting.

Ayes 3; Nays 0

**RESOLUTION NO. 88 - 0918**  
**PRESENTATION AND ACCEPTANCE OF TOWN CLERK'S REPORT**

The Town Clerk reported the total receipts for the month of August; the highest amount year to date, due to issuing new hunting licenses and extra building permits. Total local share of \$1,279.24, paid to the Town Supervisor; \$53.00 to NYS Ag & Markets; \$22.50 to State Health Dept.; and \$465.96 to NYS Environmental Conservation.

The Town Clerk included a copy of the NYMIR Insurance 25 year Anniversary and Annual Report with her report. On page 7, is a picture with Stan Dudek, the former County Administrator, who was one of the founding fathers. NYMIR is the Town of Gaines insurance carrier.

The Town Clerk reported she has received 880 signatures and/or letters in opposition to the Dollar General store being proposed in the historical district.

Moved by Councilperson Kirby and seconded by Councilperson Neilans to accept the monthly report of the Town Clerk.

Ayes 3; Nays 0

**RESOLUTION NO. 89 - 0918**

**PRESENTATION AND ACCEPTANCE OF THE SUPERVISOR'S REPORT**

Supervisor Grube displayed the power point presentation showing each fund for the month of August, 2018. The negative balance on Water District #1 will disappear next month.

Moved by Supervisor Grube and seconded by Councilperson Kirby to accept the monthly report of the Town Supervisor.

Ayes 3; Nays 0

**RESOLUTION NO. 90 - 0918**

**APPROVAL OF ABSTRACTS**

Moved by Councilperson Kirby and seconded by Councilperson Neilans to approve the abstracts, as follows:

General	\$12,713.14
Highway	\$34,542.77
Water	\$13,154.10

Ayes 3; Nays 0

**RESOLUTION NO. 91 - 0918**

**HIGHWAY SUPERINTENDENT'S REPORT**

The Highway Superintendent reported the total fuel usage for the month of August; 183 gallons of Diesel; 149 gallons of Gas. Completed the annual hydrant flushing; the highway staff has been busy helping other towns with paving and shoulder work.

Moved by Councilperson Neilans and seconded by Councilperson Kirby to accept the report of the Highway Superintendent.

Ayes 3; Nays 0

**OTHER NEW BUSINESS FROM THE TOWN BOARD**

Discussion regarding Special Counsel for an on-going Code Enforcement matter. Former Town Attorney Andrew Meier had Attorney James Bell retained for an appeal of a zoning/code enforcement matter. Attorney Heath suggested we continue to retain James Bell to complete this matter.

**PRIVILEGE OF THE FLOOR**

Jan Albanese questioned moving the Zoning Board of Appeals meetings to the Albion Central School. Will there be a cost? Why?

Attorney Heath responded the Zoning Board of Appeals (ZBA) must reasonably assure the Town that the attendance would exceed the occupancy limits of the Town Hall. If the attendance is in excess of the limit, the ZBA would be allowed to move the meeting to a location better suited to accommodate the crowd.

Lorienda Smith questioned why was the ZBA allowed to move without authorization from the Town Board?

Corey Black suggested the Town use a group e-mail or group text to notify interested parties of a meeting location change. Supervisor Grube agreed. Great idea.

Toni Plummer said she attended the last ZBA meeting, and it was clear they already knew they were moving the meeting somewhere.

#### **ADJOURNMENT**

Moved by Councilperson Neilans and seconded by Councilperson Kirby to adjourn the meeting at 7:35 PM.

Ayes 3; Nays 0