

**TOWN OF CARROLLTON  
MONTHLY MEETING**

**January 20, 2015**

**6:00PM**

**MUNICIPAL COMPLEX**

**640 MAIN STREET**

**LIMESTONE, NY 14753**

**Present:** Supervisor Bruce Hudson, Councilman Ralph Bottone, Councilman Jim Rounsville, Councilman Jim Stoddard, Town Clerk Julie Carlson, ZBA Chairwoman Kriss Edwards, Legislator Carl Edwards, Mr. Howard. At 7:00pm- CEO/Water/Sewer Lance Jobe, Town Attorney-Eric Firkel. **Not Present:** Councilman Brian Jacoby.

Supervisor Hudson called the Meeting to order following with the Pledge of Allegiance at 6:00PM.

**Motion** made by Councilman Stoddard, 2<sup>nd</sup> by Councilman Rounsville to pay bills presented. All voting yes, Motion carried.

- **2014 Bills presented**
- General \$ 32,998.47 v#350-370
- Highway \$ 11,521.65 v# 132-140
- Sewer 1 \$ 152.08 v#18
- Sewer 2 \$ 2,253.87 v#130-142
- Water \$ 828.82 v#105-113
- **Total \$ 47,754.89**
- **2015 Bills presented**
- General \$ 108,597.55 v#1-19
- Highway \$ 499.48 v#1
- Sewer 1 \$ 265.15 v#1
- Sewer 2 \$ 73.95 v#1-2
- Water \$ 7,199.02 v#1-2
- **Total \$116,635.15**

**Motion** made by Councilman Bottone, 2<sup>nd</sup> by Councilman Stoddard to approve December 16<sup>th</sup>, 2014 Minutes and the 2015 Organizational Minutes as written. All voting yes, Motion carried.

**Checks Received:**

- \$ 20.83 Town Clerk's Acct-Sporting, Mar. Licenses/bldg. permits-December
- 9,019.00 Justice-Joseph Crowley-Fines Collected for December
- 16,017.00 Justice Michael Soper-Fines Collected for December
- 500.00 Enchanted Mountain Roller Derby -Gym Rent-January 2015
- 165.00 Karen Fox-Foxy's Pet Shop- (641) Garage Rent-January 2015
- 1,150.00 John Smith "Parts R Us"-Rent- January 2015
- 10.00 John Smith "Parts R Us"-Mail Box Rent-December

157.00 William Songer-Bill's Barber Shop Rm 100 Rent-January 2015  
124.00 M. McCaffrey-Rent Rm 205-January 2015  
124.00 M. McCaffrey-Rent Rm 205-February 2015  
10.00 M. McCaffrey-Mailbox Rental- Jan/February 2015  
50.00 Gym Rental-Birthday Party-12/20/2014  
75.00 Gym Rental-Birthday Party-3 hrs- 01/11/2015

**Total \$27,421.83**

**Correspondence: Municipal Solutions Agreement, Lawyer information for Sewer Agreement.**

**Open Sealed Bids for the F-250 Ford Pick-up Truck with Plow:**

The affidavit was provided with ad placed in both Olean Times Herald and The Bradford Era and on Internet. Closing date of bids were January 19<sup>th</sup>, 2015, with no minimum bid and truck being sold in "as is" condition.

Opened in the following order:

- 1) Alex Guadino-\$2,354.00
- 2) Nicole L. Dodge-\$2,025.00
- 3) Jesse Eidson- \$500.00
- 4) Amore's Used Cars-\$3,152.00

**Motion** made by Councilman Rounsville, 2<sup>nd</sup> by Councilman Stoddard to accept the highest bid of \$3,152.00 to Michael Amore of Amore's Used Cars Inc.. All voting yes, Motion carried.

**Open Forum:** None

**New Business:**

Supervisor Hudson introduced Historian Joe Bottone to give his annual report on the information he has to share for the year. He showed maps that he has on Little Ireland. He mentioned he is also on the Board for the Allegany State Park Historical Society.

**Guests: MDA Consulting Engineers, PLLC - Caleb Henning, Project Engineer  
Municipal Solutions-Jeff Smith.**

Caleb Henning spoke about the Sewer Engineering Project and recommends changing the original \$217,000.00 to \$247,000.00 to finance so the Town doesn't have to go through all the procedures additional times if more money would be needed. This would cover "soft costs". The Board figured this would cost Sewer District 1 \$11.33 more per month and Sewer District 2 \$22.66 more every 2 months. The Bond Council Attorneys submitted the information needed to start the process. Mr. Douglas Goodfriend out of NY, NY and Mr. John Alessi of Hodgson Russ Attorneys of Western NY. Town Attorney Eric Firkel suggested working with John Alessi being he is closer if ever needed to come to a meeting, etc. Attorney Firkel also said he has worked with Alessi in the past.

**Motion** made by Councilman Bottone, 2<sup>nd</sup> by Councilman Rounsville to use John Alessi of Hodgson Russ Attorneys for Bond Council. All voting yes, Motion carried.

**Motion** made by Councilman Rounsville, 2<sup>nd</sup> by Councilman Stoddard to accept the Modified Report from MDA Consulting Engineers changing the amounts from \$217,000.00 To \$247,000.00 on January 20, 2015.

**Motion** made by Councilman Rounsville, 2<sup>nd</sup>, by Councilman Stoddard to set aside rule of having information to review 24 hours prior to a scheduled Board Meeting. All voting yes, Motion carried.

**Motion** made By Councilman Bottone, 2<sup>nd</sup> by Councilman Rounsville to Adopt the **Resolution Order Calling Public Hearing** on Tuesday, February 3<sup>rd</sup>, 2015 at 6PM at the Municipal Complex. Complete Resolution attached.

Caleb Henning of MDA Consulting Engineers, PLLC assured the Board that he and Ben Slotman will be in constant oversight of the entire process.

**Motion** made by Councilman Bottone, 2<sup>nd</sup> by Councilman Rounsville to accept the proposal for MDA Consulting Engineers, PLLC and to oversee the project and construction work to be completed for the Joint Increase and Improvement of Facilities of the Town of Carrollton Sewer District and Sewer District No. 1. All voting yes, Motion carried.

**Motion** made by Councilman Stoddard, 2<sup>nd</sup> by Councilman Rounsville to accept the proposal from Municipal Solutions to work with the Town to complete the financial process for the Joint Increase and Improvement of Facilities of the Town of Carrollton Sewer District and Sewer District No. 1. All voting yes, Motion carried.

Supervisor Hudson informed the Board he had received correspondence from the NYS Retirement System wanting a resolution to set a standard work day for employees. They are looking for the establishment of a standard work day for Laborer-Jeff Shurilla. Hudson said he would hand over the papers to Mary Rhodes since she handles the Retirement Information. He stated maybe she could stick the inquiry in his paycheck.

Supervisor Hudson said the Audits for the Justice and Town Clerk's Accounts need to be done. Councilman Stoddard said he would be in town all day the entire following week, to just contact him when they want to meet to complete them. Hudson said he would contact Kriss Edwards who also volunteered and get back with him.

Supervisor Hudson informed the Board that he had told Berry & Berry, CPA's that they are not going to be used any longer. The Berry's have a contract signed that requires a 6 month notification, therefore they will be finished May 31<sup>st</sup>, 2015. The Board agreed to have them complete the 2014 AUD, and they would be finished after that.

Supervisor Hudson informed the Board he had Ricky Dixon do a complete inventory list of the kitchen equipment in the building. He approached the Board about selling the equipment. The

Board said to set it aside right now, there is a lot happening right now with the Sewer Treatment Plant Project.

### **Executive Session**

**Motion** made by Councilman Bottone, 2<sup>nd</sup> by Councilman Stoddard to go into Executive Session at 8:45 requesting Lance Jobe and Eric Firkel to stay and meet individually. All voting yes, Motion carried.

Lance Jobe requested the Town Clerk to stay. The Board spoke with Lance Jobe first, followed by Eric Firkel.

**Motion** made by Councilman Stoddard, 2<sup>nd</sup> by Councilman Rounsville to Adjourn Executive Session at 9:47PM. All voting yes, Motion carried.

**Motion** made by Councilman Rounsville, 2<sup>nd</sup> by Councilman Stoddard to appoint Lance Jobe as Code Enforcement Office and Eric Firkel as Town Attorney through December 31<sup>st</sup>, 2015. All voting yes, Motion carried.

**Motion** made by Councilman Bottone to Adjourn at 9:48 PM. All voting yes, Motion carried.

*The next scheduled Regular Monthly Meeting is Tuesday, February 17th, 2015 @6PM.*

**Respectfully Submitted,**

**Julie Carlson –Town Clerk**

A meeting of the Town Board of the Town of Carrollton, in the County of Cattaraugus, New York, was held at the Town Hall, in said Town, on January 20, 2015.

PRESENT:

Hon. Bruce Hudson, Supervisor  
Ralph Bottone, Councilperson  
James Rounsville, Councilperson  
James Stoddard, Councilperson

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In the Matter

of the

Joint Increase and Improvement of Facilities  
of the Town of Carrollton Limestone Sewer District  
and Sewer District No. 1, in the Town of Carrollton,  
County of Cattaraugus, New York, pursuant to Section  
202-b of the Town Law.

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**ORDER CALLING PUBLIC  
HEARING TO BE HELD ON  
FEBRUARY   3  , 2015**

WHEREAS, the Town Board of the Town of Carrollton (herein called “Town Board” and “Town”, respectively), in the County of Cattaraugus, New York, has, pursuant to Town Law, created the Town of Carrollton Limestone Sewer District and Sewer District No. 1 (collectively, the “Districts”); and

WHEREAS, the Town Board has directed MDA Consulting Engineers, PLLC, competent engineers licensed in New York, to prepare a preliminary map, plan and report (dated August 8, 2014) for the Districts’ sewer system improvements project; and

WHEREAS, the Town Board has directed MDA Consulting Engineers, PLLC, competent engineers licensed in New York, to prepare a revised map, plan and report (dated

January 20, 2015) (as so revised the “map, plan and report”) for the Districts’ sewer system improvements project based upon a recommendation of the Town’s financial advisor; and

WHEREAS, such sewer system capital improvements project will generally consist of the implementation of a sludge removal plan consisting of the removal, testing and disposal of sludge from the primary and secondary lagoons and various improvements to the wastewater treatment plant including, but not limited to, roof replacement, exterior improvements to pump stations and out buildings, replacement and/or repair of blower line to lagoons, installation of a new standby generator, repair of security fencing surrounding plant, bank stabilization improvements to primary and secondary lagoons, electrical improvements to valve vault, improvements to various pump stations, as well as other such improvements as more fully identified in such map, plan and report prepared by MDA Consulting Engineers, PLLC and referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “Sewer Improvement”); and

WHEREAS, the Town Board has given due consideration to the impact that the Sewer Improvement may have on the environment and on the basis of such consideration, the Town Board found that no substantial adverse environmental impact will be caused thereby; and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board the map, plan and report for such joint increase and improvement of facilities of the Districts and has estimated the total cost thereof to be an estimated maximum amount of \$1,116,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate amount not to exceed \$1,116,000, offset by any federal, state, county and/or local funds received.

NOW, THEREFORE, BE IT

ORDERED that a meeting of the Town Board of the Town of Carrollton will be held at the Town Hall, 640 Main Street, Suite One, Limestone, New York, on February 3\_\_, 2015 at 6:00p.m. o’clock P.M. (prevailing Time) to consider said joint increase and improvement of facilities of the Districts and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the expense of said joint increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate amount not to exceed \$1,116,000, said amount to be offset by any federal, state, county and/or local funds received; and be it

FURTHER ORDERED, that such costs will be annually apportioned among the Districts by the Town Board, and unless paid from other sources or charges, the costs of said increase and improvement of facilities, shall be paid by the assessment, levy and collection of

special assessments from the several lots and parcels of land within the Districts, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and it is hereby

FURTHER ORDERED, that the Town Board may establish sewer rents as provided in paragraph (l) of subdivision one of Town Law Section 198; and it is hereby

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing

The adoption of the foregoing Order Calling for Public Hearing was duly put to a vote on roll call, which resulted as follows:

AYES: Supervisor Bruce Hudson

Councilman Ralph Bottone

Councilman James Rounsville

Councilman James Stoddard

NOES: None

ABSENT: Councilman Brian Jacoby

The Order Calling for Public Hearing was declared adopted.

