

TOWN OF CARROLLTON
MONTHLY MEETING
February 14, 2017
4:20PM

MUNICIPAL COMPLEX

640 MAIN STREET

LIMESTONE, NY 14753

Present: Town Supervisor James Stoddard, Councilman Florence Fuller, Councilman Ralph Bottone, Councilman James Rounsville, Town Clerk Julie Carlson, Water/Sewer/Rental Clerk Rosemary Fowler, Bookkeeper Mary Rhodes and Ricky Dixon W/S/Maintenance, John Helgager CEO.

Public Attendance: Mike Fox, Don Jacoby, Ben Slotman. **Not Present:** Councilman Brian Jacoby.

Supervisor Stoddard called the Meeting to order immediately following the Public Hearing at 4:20pm.

Motion made by Councilman Bottone, 2nd by Councilman Rounsville to pay bills presented. All voting yes, Motion carried.

2016 Bills presented

• General	\$ 191.00	v#309-310
• Highway	\$4,254.95	v#128
• Sewer 1	\$ -0-	
• Sewer 2	\$1,140.00	v#133
• Water	\$	
Total	\$5,585.95	

2017 Bills presented

General	\$33,071.65	v#8-36
Highway	\$27,916.39	v#1-17
Sewer 1	\$ 2,645.91	v#3-4
Sewer 2	\$ 4,668.00	v#3-14
Water	\$ 3,930.95	v#3-13
Total	\$72,232.90	

Motion made by Councilman Fuller, 2nd by Councilman Rounsville to approve the January 11th, 2017 Monthly and Organizational Minutes as written. All voting yes, Motion carried.

Checks Received:

\$ 92.50	Town Clerk's Acct-January 2017 Sales
28,927.00	Justice-Joseph Crowley-Fines Collected for January 2017
22,367.00	Justice Michael Soper-Fines Collected for January 2017
100.00	Matt Zurat-Rm 203 Rent-February 2017
350.00	Enchanted Mountain Roller Derby -Gym Rent-February 2017
165.00	Karen Fox-Foxy's Pet Shop- (641) Garage Rent-February 2017
157.00	Bill's Barber Shop Rm 100 Rent-February 2017
400.00	John Helgager-Something Nu Rm 201
147.90	Fire Commissioners-December Fuel Usage
291.00	Dennis Johnson-Rm 109-Rent-February 2017
94.00	Sunday Nite Basketball-01/22, 01/29/2017
125.00	Winter Soccer Sponsorship-2017
55.00	Winter Soccer Registration-2017
1,553.00	Atlantic Broadband-franchise fees July 2016-Dec. 2016
Total	\$54,824.40

Monthly Reports: The Town Clerk, Water/Sewer/Rental Clerk, Highway Superintendent, Building & Zoning Permits, Town Justices Reports were all distributed and reviewed.

Correspondence:

- Cattaraugus County Department of Economic Development, Planning & Tourism-Carrollton has been awarded a grant for the Main Street Beautification Project.
- Cattaraugus County-Agreement for Community Revitalization Project (Department of Economic Development, Planning & Tourism). Supervisor Stoddard signed the contract.

- Cattaraugus Board of Elections-Contract for Complex Building Use for Primary and General Election 2017 and any special elections. Supervisor Stoddard signed the contract.
- City of Salamanca Board of Public Utilities. Declining Acceptance of disposal of sludge for the Sewer Lagoon Project.
- Bob Wood submitted a report on the Project: Main Street Beautification Project. This describes what the intentions are and what still needs to be addressed.

Water/Sewer/Rental Clerk-Rosemary Fowler:

- Rose reported that we still have one non-payment rental for Room 110. Parts R Us is behind Jan & February.
- Tenants complaints- Roller Derby made a verbal complaint about the Soccer nets not being placed on the stage. Contacted S. Parsons and she said the volunteers would not be putting the nets on the stage. If they wanted them out of the way they could put them on the stage themselves.
- As per Jerry, the building has been messy and some damage done after the weekend activities. On Monday AM-2/6/17 found covers off 2 fire alarms on left side of gym wall. On the right, far side of gym fire alarm tore completely out of the wall. Thursday AM 2/9/17 Girls Bathroom all stalls doors locked & waste basket turned upside down.
- It has been noted that during soccer practices children are climbing up and down the stairs.
- Water/Sewer -Bills went out February 2nd, with the rate increase. Only one person has complained about the increase. Sewer District 1- as of 01/31/17 \$10,660 has been paid of the \$38,581 due for the year. One Sewer account has been lost due to house being torn down.

Supervisor Stoddard informed the Board that a padlock has been put on Room 110. And the next step will be to start court procedures, he will get with the Attorney to start the process. He has also spoke to Parts R Us, about the rent and they will be paying.

The Board discussed the Soccer problems. The Board agreed that the Roller Derby should not have to take care of something that isn't theirs. And if something would happen to the equipment then the Soccer would blame the Roller Derby. Councilman Bottone stated he would come down on night of practices going on and take care of the Soccer issue with the nets.

Guest: Ben Slotman WWTP Project-:

Mr. Slotman updated the Board on the project at this point. He said that he has received Bradford's agreement and Jamestown's. Salamanca declined the agreement. The next step is to authorize the advertisement of Bids for the Project. Slotman said he would provide the ad to put in newspaper. He has submitted the hard copy of the Bid Documents and Technical Specifications for Town of Carrollton to DEC, He hasn't heard back from them yet, he was hoping for at least a verbal approval, but hasn't yet. Slotman said in the agreements for hauling the sludge received back that he is concerned how much can be hauled & processed per day. He is suggesting that a load goes to Bradford and Jamestown to get it done as quickly as possible. Councilman Bottone questioned what the loading time is. Slotman said should be 45minutes to an hour. We pay what the bid is for at the location being hauled to. Slotman reminded the Board that the Town is responsible for the dewatering of the lagoons. Rick made the Board aware he will need some help doing this. Rick said he is checking into what he can and can't do with the fish. The Board will hold a special meeting to authorize the advertising of the Bids. (No date was set.)

New Business:

Resolution 02-2017 Moved by Councilman Fuller, Second by Councilman Rounsville **Title: Resolution To Adopt Local Law 1-2017;** "A Local Law Providing For A Land Use Management Plan/Zoning Ordinance And Repealing Local Law 1 of the Year 2014".

Whereas, Pursuant to Section 136 of the General Municipal Law and section 10 of the municipal home rule law, the Town of Carrollton may from time to time enact such local laws as it deems necessary; and

Whereas, the required public hearing was properly and legally noticed, published and held by the Town Board; now therefore be it **Resolved**, that Local Law 1-2017 “A Local Law Providing for A Land Use Management Plan/Zoning Ordinance and Repealing Local Law 1 Of the Year 2014” is hereby adopted; and be it further

Resolved, That Local Law 1-2017 is to amend Article 7, Section 7.1 of the Zoning Law Minimum Yard Set Back Requirements (feet) to Side 5, Rear 5 of the Land Use Management Plan; Zoning Ordinance Law for the Town of Carrollton adopted June 12, 2013

Resolved, that Local Law 1-2017, shall take effect upon the filing thereof with the New York Secretary of State.

Resolved, The Resolution as stated above is hereby adopted by a majority vote of the Town of Carrollton Town Board at an official meeting held on the 14th day of February in the year 2017, the ayes and nays take and recorded as below:

AYES: Supervisor James Stoddard, Councilman James Rounsville, Councilman Ralph Bottone, Councilwoman Florence Fuller. NAYS: None. Not Present: Councilman Brian Jacoby.

Resolution 02.1-2017 Moved by Councilman Fuller, 2nd by Councilman Rounsville to adopt and distribute the updated **Emergency Operations Plan for The Town of Carrollton, County of Cattaraugus dated 02/14/2017**. All voting yes, Motion carried.

- Councilman Rounsville questioned the Street lights on the bridge on Main Street. Ricky said he has had them fixed once. The Board told him to contact an electrician to see about having them repaired again.
- Councilman Bottone has been doing homework on delinquent buildings- he informed the Board he has talked to the County along with John Helgager, CEO about cleaning up abandoned properties. A property on corner of Paton Drive/North Street has been abandoned/unoccupied since the owner passed away and has been condemned as well. The property taxes haven't been paid since then and the County had first right to take the property, which would have been in 2016. The County Treasurer said the County doesn't own it or want the property, and the Town could buy it for \$1.00. Joe Keller at the County advised him to have the Town Attorney contact the County Attorney to start the process of transferring the property from the deceased owner to the Town. Councilman Bottone stated it would be a no brainer to get the property, and auction off as is or clean it up and then auction it off. The Board directed CEO Helgager to address this with the Town Attorney what it would take to transfer the title and how much it would cost, and bring back something in writing of what is involved and bring it back to the next meeting. Supervisor Stoddard said he would check with the Attorney also.
- Siemens quote for Heating System at Complex to upgrade existing MBC cabinet, provide and install trunk interface at the PC workstation. \$9,969.43. The Board discussed the issue said to hold off for now. Rick is to call them about other issues that are happening and have them come down.
- Austin Security quote-proposal for automatic timer locks on side door-North Entrance-\$4,354.00.

Motion made by Councilman Bottone, 2nd by Councilman Fuller to approve installation on automatic timer lock on North side door entrance. All voting yes, Motion carried.

- **Old Business:**
- Tractor for the Water/Sewer Department-Rick needs to know the decision on the Tractor issue he has brought up to the Board a few months ago, it is still sitting at Z & M waiting on decision of the Board. Are we spending the money to fix it or using it as a trade in? The Board agreed they shouldn't keep throwing money into the repairs of the tractor. Supervisor Stoddard said he would check with Mary to see how we stand for getting it this year and Budget it in next year. Councilman Rounsville said he would check with Burt Young for the quote Rose had requested last month. Councilman Bottone said to just get it, we have been messing around with it for months.

- Mary furnished a financial report of the Complex to the board for the pros and cons of the Complex vs. the former municipal bldg. Supervisor Stoddard said he estimates the repairs and all that is needed to the former bldg. is about \$1500 for utilities, internet, cleaning, then repair costs would bring it up to about \$2000 to \$2400 per month. It seems to all wash out being that it has cost us \$25,000 per year at the Complex. Councilman Rounsville agreed, if you include the repairs to the roof, etc. Councilman Bottone asked Stoddard what he thought it would cost to repair the roof at old building. Stoddard said at least \$50,000, then the work to the ceiling inside, updating the offices, making handicap accessible restrooms. So, that brings you to about \$150,000.00 possibly. Don Jacoby added in “what all it would take to work on the old building and said either way it is wash.” Stoddard agreed. Including rent collection and what it takes to run the complex it pretty much evens out. Councilman Bottone said he would like to see where it would cost us the same to run the old building as it does here.
- Court Proceedings for 2 properties who didn’t follow through with the Order of Remedy will take place on March 13th, 2017. The Town Attorney will be present for these. He has also contacted the one on the end of Windfall, and he has issued an order of remedy with a deadline on this as well.
- Julie asked if anybody had any recollection of any code issues with B& F Tire, a foil request had come in for any information. CEO stated it is in Seneca Nation Territory and they do have paperwork in Salamanca.

Open Forum:

- Cemetery prices- Rick and Julie questioned the Board about cremation opening and closing pricing as to why there are 2 different prices set for the same work. The Board changed the pricing for cremation to one price of \$100.00.
- Cemetery- Don Jacoby asked if a payment plan can be made up to purchase a cemetery lot. The Board agreed that a payment system can be made up. Payments must be completed within one year. The Clerk will create a contract for a payment plan.

Supervisor Stoddard requested to go into Executive Session to discuss the Cleaning Position applications.

Motion made by Councilman Bottone, 2nd by Councilman Fuller to go into Executive Session at 5:40PM. All voting yes, Motion carried.

Motion made by Councilman Bottone, 2nd by Councilman Rounsville to adjourn Executive Session at 6:05PM. All voting yes, Motion carried.

Motion made by Councilman Rounsville, 2nd by Supervisor Stoddard to appoint Jerry Peterson to the Cleaning Position at the Municipal Complex. All voting yes, Motion carried.

Motion made by Councilman Bottone, 2nd by Councilman Fuller to adjourn the meeting at 6:10PM. All voting yes, Motion carried.

The next scheduled Meeting is Tuesday, March 14th, 2017 @ 4PM.

Respectfully Submitted,

Julie Carlson –Town Clerk