

TOWN OF CARROLLTON

MONTHLY MEETING

June 13, 2017

4:15PM

MUNICIPAL COMPLEX

640 MAIN STREET

LIMESTONE, NY 14753

Present: Supervisor James Stoddard, Councilman Florence Fuller, Councilman Ralph Bottone, Councilman James Rounsville, Town Clerk Julie Carlson, and Water/Sewer/Rental Clerk Rosemary Fowler, Rick Dixon W/S/Maintenance, John Helgager CEO, Town Attorney Eric Firkel. **Not Present:** Highway Superintendent Mike Fox, Councilman Brian Jacoby, Bookkeeper Mary Rhodes.

Public Attendance: MDA Engineer Ben Slotman, Town Resident David Frederick.

Supervisor Stoddard called the Meeting to order following the Public Hearing at 4:15pm.

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

2017 Bills presented

- General \$30,866.11 v#126-153
- Highway \$ 6,087.03 v#50-64
- Sewer 1 \$ 7,602.80 v#12-14
- Sewer 2 \$ 14,803.02 v#52-65
- Water \$ 25,343.75 v#43-55
- Total \$84,702.71**

Motion made by Councilman Fuller, 2nd by Councilman Rounsville to approve the May 2017 Monthly Meeting Minutes as written. All voting yes, Motion carried.

Checks Received:

- 507.55 Town Clerk's Acct-May 2017 Sales
- 7,027.00 Justice Michael Soper-Fines Collected for May 2017
- 8,206.00 Justice Joseph Crowley-Fines Collected for April 2017
- 9,412.00 Justice Joseph Crowley-Fines Collected for May 2017
- 150.00 Matt Zurat-Rm 210 Rent-June 2017
- 165.00 Karen Fox-Foxy's Pet Shop- (641) Garage Rent-June 2017
- 137.34 Fire Commissioners-April Fuel Usage
- 291.00 Dennis Johnson-Rm 109-Rent-June 2017
- 10.00 Sunday Nite Basketball-04/30/2017 balance due
- 350.00 Enchanted Mountains Roller Derby-Gym Rent-June 2017
- 1,800.00 John Smith Parts R Us -Rent- April 2017
- 248.00 McCaffery -Rm 205 Rent May & June 2017
- 314.00 W. Songer-Barber Shop Rm 100 Rent-May & June 2017
- 157.00 S & B Sound Production -Rm 204-May 2017
- 155.90 Bradish & Assoc. Rm. 203-Rent-2wks May/ June 2017
- 400.00 NJ Real Property-Rm 201-Bal Rm 200
- 50.00 D. Ickes-Gym Rental 2hrs@\$25/hr-5/20/17
- 339.20 Goodman Services, Inc. Sheet Iron-Town Clean-up (5/20/2017)
- 3,613.30 Catt. County Mortgage Tax Apportionment-October
- 142.50 Catt. County Restitution

Total \$33,333.29

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

Correspondence:

Renewal Junk Yard Permit application

Motion made by Councilman Fuller, 2nd by Councilman Rounsville to renew the Junk Yard Permit to Robert J. Giardini/Charles B. Giardini, Inc. of South Nine Mile Rd, Allegany, NY 14706. All voting yes, Motion carried.

Leave of Absence-

Motion made by Councilman Bottone, 2nd by Councilman Rounsville to accept letter of temporary Leave of Absence from Court Security, D. Berlinski. All voting yes, Motion carried.

Supervisor Stoddard informed the Board that the Court is looking for a replacement while Berlinski is off.

Resignation-

Motion made by Councilman Fuller, 2nd by Councilman Rounsville to accept Letter of Resignation as Zoning Board Chairperson from Theresa Redeye. All voting yes, Motion carried.

Guest: Ben Slotman WWTP Project:

- Mr. Slotman gave a project update. *Contract 1-Sludge Removal and Bank Rehabilitation:* 1) Town submitted Notice of Non-Compliance to DEC on 05/12/2017. 2) Signed the Notice of Award, Agreements, Bonds. Insurance is being provided. 3) MDA held a Preconstruction Meeting on 06/13/2017 @2:30pm at the Town of Carrollton Municipal Building. In attendance was contractor J. D. Northrup, subcontractor Nature's Way Environmental, Municipal Solutions Rep-Diana Speers, Town of Carrollton's Rick Dixon, and Supervisor James Stoddard, as well as a phone conference with a EFC. 4) MDA will provide construction observation during contractor operations on site and monthly project meetings. 5) The Town should schedule with the contractor to prepare to dewater lagoon #1 following testing and sampling, 6) Jamestown & Bradford has been informed of the Contractor J. D. Northrup, and subcontractor Nature's Way Environmental for the sludge removal.
Contract 2-WWTP and Pump Station Improvements: 1) Engineering Contract: Bidding Phase-MDA is requesting general approval to bill over the estimated amount to cover the cost of bidding Contract 2. 3) MDA will meet with Rick Dixon to review the contract documents and make final revisions.

Motion made by Councilman Fuller, 2nd by Councilman Rounsville approving MDA to bill over the estimated amount to cover the cost of bidding Contract No. 2. All voting yes, Motion carried.

Motion made by Councilman Rounsville, 2nd by Councilman Bottone to begin to proceed with Phase 2. All voting yes, Motion carried.

Resolution 12-2017 Title: Resolution to execute agreement with J.D. Northrup and authorize the Town Supervisor to sign agreements and pertinent contract agreement documents. Moved by Councilman Rounsville, 2nd by Councilman Fuller. All Voting Yes, Motion carried.

Resolution 13-2017 Title: Resolution to Authorize the Supervisor to sign the Notice to Proceed. Moved by Councilman Bottone, 2nd by Councilman Rounsville. All voting yes, Motion carried.

Water/Sewer/Rental Clerk-Rosemary Fowler:

- Rose reported past due Rents: one non-payment rental - Room 110, still full of items and junk in the back of the building. Parts R Us is behind May & June -\$3600.00 Total.
- New Rental-Room 203 rented to Bradish and & Associates.
- Sewer 1- As of 6/7//2017 \$20,008 has been paid of the \$49,241 due for the year. 40.6%.
- Water/Sewer 2 -nothing to report.

Mike Fox Highway Superintendent: Attending Highway Superintendents Meeting

Open Forum: NA

New Business:

Resolution 14-2017 Moved by Councilman Rounsville, 2nd by Councilman Bottone.

Title: Resolution Adopting Local Law 1-2017 titled “ A Local Law Designating the Office of Town Superintendent of Highways as an Appointive Office”; Whereas, Pursuant to Municipal Home Rule Law Section 10, 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- of 2017 titled “ A Local Law Designating the Office of Town Superintendent of Highways as an Appointive Office, is hereby adopted and that it shall take effect upon the filing thereof with the New York State Secretary of State after having been approved by an affirmative vote of a majority of qualified electors of such town voting thereon in accordance with the requirements of article 3 of the Municipal Home Rule Law.

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 13th day of June in the year 2017, the ayes and nays take and recorded below:

Ayes: Supervisor James Stoddard, Councilman Florence Fuller, Councilman James Rounsville, Councilman Ralph Bottone. **Nays:** None. **Not Present:** Councilman Brian Jacoby.

Resolution 15-2017 Moved by Councilman Rounsville, 2nd by Councilman Bottone. **Title: Resolution Establishing Standard Work Day and reporting for Elected and Appointed Officials for NYS employee Retirement System;**

Whereas, the Town is required by law and regulation to submit the Standard Work Day and reporting Resolution for Elected and Appointed officials to the NYS Employee Retirement System (ERS); and **Whereas**, the Town has required that each elected and/or appointed official who is a member of the NYS ERS keep a three-month calendar of activities; and **Whereas**, each employee has submitted a three month calendar of activities which shall be kept on file by the Town Clerk for no less than 10 years, and the Town must cause the adopted resolution to be posted on the official website for at least 30 days, and shall cause the adopted resolution to be submitted to the NYS Office of the State Comptroller within 45 days of adoption/ now therefore be it **RESOLVED**, that the Town of Carrollton (Location Code 30355) established the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and local Employees’ Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body: **Title: Elected Officials: 6 hour Standard Work Day:**

Justice Crowley, Joseph; Highway Superintendent Hicks, James; Justice Soper, Michael.

Title: Appointed Officials: 6-hour Standard Work Day: Court Clerk Wedge, Terri; Town Clerk Carlson, Julie; Certified Sewer Plant Operator Shurilla, Jeffrey; Assessor Putt, Suzanne; Bookkeeper Rhodes, Mary; **Title: Appointed Officials: 8-hours Standard Work Day:** Highway Worker Fox, Kevin; Highway Worker Shields, Barry; Highway Worker: Eidson, Jessie. **BE IT FURTHER RESOLVED**, that this resolution also rescinds as resolution of the same name dated November 17, 2015. 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 13th day of June in the year 2017, the ayes and nays taken and recorded below:

AYES: Supervisor James Stoddard, Councilman Ralph Bottone, Councilman Florence Fuller, Councilman James Rounsville; **NAYES:** NONE. Absent: Councilman Brian Jacoby.

John Helgager-Code Enforcement Officer/Building & Zoning:

- John reported he is still doing the Code drive-by. He has completed another road in the Town.
- John provided the information requested to the Board for permitting one (1) unlicensed/unregistered vehicle per property.

The Board discussed the length of time given for order of remedies. The Board instructed John to give 30 days to remedy the property maintenance violations effective 06/13/2017.

Resolution 16-2017 Moved by Councilman Bottone, 2nd by Councilman Rounsville to set a Restoration Permit Fee of \$25.00 per one (1) unlicensed/unregistered vehicle per property pursuant to Town of Carrollton Local Law 2016; Section 11-D. The Resolution as stated is adopted by a majority vote of the Town of Carrollton Board at the official Meeting on the 13th day of June in the year 2017, the ayes and nays are recorded as: AYES: Councilman James Rounsville, Councilman Ralph Bottone, Councilman Florence Fuller, Supervisor James Stoddard. NAYES: None. Absent: Councilman Brian Jacoby.

Resolution 17-2017 Moved by Councilman Rounsville, 2nd by Councilman Fuller to set the fee at \$-0- for Unlicensed Vehicle Storage Permits. Pursuant to Local Law 2016; Section C-1. The Resolution as stated is adopted by a majority vote of the Town of Carrollton Board at the official Meeting on the 13th day of June in the year 2017, the ayes and nays are recorded as: AYES: Councilman James Rounsville, Councilman Ralph Bottone, Councilman Florence Fuller, Supervisor James Stoddard. NAYES: None. Absent: Councilman Brian Jacoby.

Resolution 18-2017 Moved by Councilman Rounsville, 2nd by Councilman Fuller to grandfather in 701 Main Street as Zone B-2 in the Land Use Management Plan as recommended by the Planning/Zoning Board of the Town of Carrollton. The Resolution as stated is adopted by a majority vote of the Town of Carrollton Board at the official Meeting on the 13th day of June in the year 2017, the ayes and nays are recorded as: AYES: Councilman James Rounsville, Councilman Florence Fuller, Supervisor James Stoddard. NAYES: None. Abstained: Councilman Ralph Bottone. Absent: Councilman Brian Jacoby.

Old Business:

Motion made by Councilman Fuller, 2nd by Councilman Rounsville to pay for the new John Deere Tractor using General, Water, Sewer 1, and Sewer 2 Funds Totaling \$29,500.00. All voting yes, Motion carried.

Executive Session:

Motion made by Councilman Rounsville, 2nd by Councilman Fuller to go into Executive Session at 6:30PM to discuss Personnel Matters. All voting yes, Motion carried.

Motion made by Councilman Fuller, 2nd by Councilman Rounsville to adjourn Executive Session at 6:55PM. All Voting yes, Motion carried.

Motion made by Councilman Rounsville, 2nd by Councilman Bottone to adjourn the meeting at 7:00PM. All voting yes, Motion carried.

The next scheduled Monthly Meeting is July 11th, 2017 @ 4PM.

Respectfully Submitted,

Julie Carlson –Town Clerk