

REGULAR MEETING  
October 13, 2015

A Regular Meeting of the Town Board of the Town of Lyndon, County of Cattaraugus and the State of New York was held at the Town Hall, 852 Lyndon Center Road, Cuba, New York on the 13<sup>th</sup> day of October 2015.

Present: Clifford Evans ----- Deputy Supervisor / Councilman  
Don Gietl----- Councilman  
Scott Hillman ----- Councilman  
Frank Puglisi ----- Clerk  
George Schneider ----- Supt. of Highways

Absent: Sidney Emmons ----- Councilman

Attended by: Numerous Residents and the Mercury Gazette.

Deputy Supervisor Evans called the meeting to order with the Pledge to the Flag at 7:00pm.

Councilman Gietl made a motion to accept the Clerks written meeting minutes from the Special Meeting of 9/8/15, the Regular Meeting of 9/8/15, the Work Session of 9/22/15 and the Public Hearing of 9/22/15. Councilman Hillman seconded the motion. The following was

ADOPTED    Ayes     3    (Evans, Gietl, Hillman)  
                 Nays     0

**Correspondence -**

State Comptroller- Sent a letter stating the Towns Fiscal Stress score is 3.3%, and the Fiscal Stress designation is No designation. The Towns Environmental Score is 11.7%, and the Environmental designation is No Designation. Deputy Supervisor Evans stated the no designation is the category the Town wants to be in, and it means there is no major problem in the Town.

**Public Comment -**

Resident Kathy Behm asked if the Board was going to have a moment of silence for Supervisor Leonard Kaluzny and Joe Evans both of whom passed away. Deputy Supervisor Evans asked for a moment of silence.

**Old Business -**

Prior Notice Law-

Councilman Gietl made a motion to accept the following Resolution:

**Resolution 9-2015- Adopting of Local Law 2-2015 Prior Notification**

**WHEREAS**, Pursuant to section 136 of the general municipal law and section 10 of the municipal home rule law, the Town of Lyndon may from time to time enact such local laws as it deems necessary; and

**WHEREAS**, the public hearing was properly and legally noticed, published and held by the Town Board; now therefore be it

**RESOLVED**, That Local Law 2-2015, Requiring prior written notification of defects and obstructions on Town highways, bridges, streets, sideways, crosswalks, and culverts in the Town of Lyndon and repealing local law 1-2013, is hereby adopted; and be it further

**RESOLVED**, That Local Law 2-2015, consisting of sections 1 – 7 and being two (2) pages in length, take effect upon filing thereof with the New York State Secretary of State.

Signed this 13<sup>th</sup> day of October 2015

Councilman Hillman seconded the motion. The following was

ADOPTED       Ayes     3     (Evans, Gietl, Hillman)  
                  Nays     0

**Online Building Permits-**

The Board would like to get other fee schedules from other Towns and asked Clerk Puglisi to contact other clerks to get them from other Towns. Clerk Puglisi will attend the monthly clerk meeting and get the information. The Board will table this until the next meeting.

**New Records Room-**

Clerk Puglisi stated that he contacted the JCAP grant administrators and they approved the change to the grant and will allow the Town to use it for a records room, and the extension is until January 1, 2016. Clerk Puglisi stated that he contacted Kistner Concrete and they no longer make the building but Hy- Grade Precast Concrete does make them. Clerk Puglisi stated he contacted Hy-Grade and they quoted a 10 by 15 building for \$14,435 plus the price of delivery of \$2,697. Highway Superintendent Schneider stated he contacted the County and they have a crane the Town can use to unload and set the building in place. The County is not going to charge the Town so that is a saving of \$7,003 for the project. Clerk Puglisi stated with the savings the Town should be able to get the new HVAC system, electrical, and finish the inside of the records room.

Councilman Hillman made a motion to accept the quote for the building. Councilman Gietl seconded the motion. The following was

ADOPTED       Ayes     3     (Evans, Hillman, Gietl)  
                  Nays     0

Truck Bond- Deputy Supervisor Evans stated there are two options to pay back the bond for the truck. The first option is to pay \$40,000 plus interest for years one through four and \$45,000 plus interest for the fifth year or option two is to pay \$35,000 plus interest the first year \$40,000 plus interest years two and three and \$45,000 plus interest years four and five. A detailed discussion took place by the Board. Councilman Gietl made a motion to go with option two with the first year payment of \$35,000 plus interest. Councilman Hillman seconded the motion. The following was

ADOPTED      Ayes    3      (Evans, Gietl, Hillman)  
                     Nays    0

**New Business -**

Transfer of Funds-

Councilman Gietl made a motion to transfer \$250.00 from A1660.4 Central Storeroom Contractual to A1410.4 Town Clerk Contractual. Councilman Hillman seconded the motion. The following was

ADOPTED      Ayes    3      (Evans, Gietl, Hillman)  
                     Nays    0

Budget-

Deputy Supervisor Evans stated we have a tentative budget do we want to have a work session or make the tentative budget the preliminary. Councilman Gietl stated the tentative budget looked good and we should make it the preliminary. Councilman Hillman stated he looked through the budget and did not see any problems with it. Councilman Gietl made a motion to make the tentative budget the preliminary and to have a public hearing. Councilman Hillman seconded the motion. The following was

ADOPTED      Ayes    3      (Evans, Gietl, Hillman)  
                     Nays    0

The Public Hearing will be on October 27, 2015 at 7:00 pm Clerk Puglisi will put the required notice in the paper and up at the Town Hall.

**Supervisor Report -**

A detailed written report was given to the Board. Deputy Supervisor Evans stated the Town has \$191,857.02 in the General and Highway accounts and \$33,027.47 in the Tax Stabilization Account. Deputy Supervisor Evans stated the Town received a State Revenue check for \$3211.00, which is not included in the report. Councilman Hillman made a motion to accept the written Supervisor Report. Councilman Gietl seconded the motion. The following was

ADOPTED Ayes 3 (Evans, Hillman, Gietl)  
Nays 0

**Clerk Report -**

A detailed written report was given to the Board. Clerk Puglisi stated that he took in \$1,232.65 and paid out \$1,232.65, \$406.79 to the Supervisor, \$715.26 to the DEC, \$26.00 to Ag and Markets, and \$84.60 to the County DPW. Councilman Gietl made a motion to accept the written Clerk report. Councilman Hillman seconded the motion. The following was

ADOPTED Ayes 3 (Evans, Gietl, Hillman)  
Nays 0

Clerk Puglisi stated he did not attend the Court Clerk training due to the passing of Supervisor Kaluzny and the Town will not be charged for it.

**Justice Report-**

A detailed written report was given to the Board. Deputy Supervisor Evans stated the Court took in \$150.00 for the month of September.

**Highway Report-**

Superintendent Schneider gave a detailed report to the Board. He stated that the Highway Department's summer road projects are winding down, and he would like to get two more culverts changed before winter. He stated the Highway Department has been working on the trucks getting them ready for inspections. Superintendent Schneider stated the Highway workers have been hauling sand for the winter and he had to sign a contract with the Fire Department to be able to dump the sand from their land. He stated the price of salt has gone up 6% from last year. He stated Fire Chief Mike Mitchell asked if the Fire Department could park the fire trucks at the Town Hall for their Ham and Turkey Party. He stated he told him yes.

Councilman Hillman made a motion to pay Abstract 10 of the General Fund Claims 151 thru 164 for \$3,143.51 and Abstract 10 of the Highway Fund Claims 90 thru 108 for \$13,837.21. Councilman Gietl seconded the motion. The following was

ADOPTED Ayes 3 (Evans, Hillman, Gietl)  
Nays 0

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Being no further business or concerns. Councilman Gietl made a motion to adjourn the meeting. Councilman Hillman seconded the motion. All Ayes the meeting adjourned at 7:40 pm.

Respectfully Submitted,

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Frank Puglisi  
Lyndon Town Clerk