

REGULAR MEETING
May 10, 2016

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 10th day of May 2016.

Present: Carol Evans ----- Supervisor
Paul Knapic ----- Councilman
Clifford Evans ----- Councilman
Scott Hillman ----- Councilman
Frank Puglisi ----- Clerk
George Schneider ----- Supt. of Highways

Absent: Don Gietl ----- Councilman

Attended by: Numerous Residents and the Mercury Gazette.

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

Councilman Knapic made a motion to accept the written Clerk Minutes from the April 12, 2016 Regular Meeting. Councilman Hillman seconded the motion. The following motion was

ADOPTED Ayes 4 (Evans, Knapic, Hillman, Evans)
 Nays 0

Correspondence -

None

Public Comment -

Resident Kathy Behm stated the trees look terrible on Abbots Road from the County cutting the trees.

Old Business -

Constable Law - Supervisor Evans stated the Public Hearing was held on the law and no changes were needed. Councilman Hillman made a motion to accept Resolution 8-2016:

Town of Lyndon

Resolution 8-2016- Adopting of Local Law 1-2016 Appointing Constables
WHEREAS, Pursuant to section 136 of the general municipal law 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 held by the Town Board; now therefore be it

RESOLVED, That Local Law 1-2016, Appointing Constables for the Town of Lyndon of Cattaraugus County and repealing Local Law 1-2014, is hereby adopted; and be it further

RESOLVED, That Local Law 1-2016, consisting of sections 1-8 and being two (2) pages in length, take effect upon filing thereof with the New York State Secretary of State.

Signed this 10th day of May 2016.

Councilman Knapic seconded the motion. The following motion was taken by voice vote.

Supervisor Evans	Ayes
Councilman Hillman	Ayes
Councilman Knapic	Ayes
Councilman Evans	Ayes
Councilman Gietl	Absent

Peddler Law and Weight Limit Law –

Supervisor Evans stated the public hearings were held tonight for both laws and no changes were needed. The Board will pass the Laws at the next Board Meeting.

Building Permits –

Supervisor Evans stated all Board members have a copy of the new building permit applications and all changes from the work session were made. Clerk Puglisi stated that under garage, it was changed to garage/workshop and the following definition of detached with electric and garage doors, but is not a dwelling and not open to the public for a business was added.

Councilman Evans made a motion to accept and start using the new building permit application. Councilman Knapic seconded the motion. The following motion was

ADOPTED Ayes 4 (Evans, Evans, Knapic, Hillman)
 Nays 0

Policies and Procedures –

Supervisor Evans stated there is a work session scheduled for Thursday 5/12/16 at 7:00 pm but Councilman Gietl cannot be there. The Board discussed it and decided to move the work session to Thursday 5/17/16 at 7:00 pm.

Tax Stabilization Account –

Clerk Puglisi stated he wanted to check with the Board to see if they wanted him to look into what the Board would have to do to take the money out of the Tax Stabilization Account and put it into a Retirement Reserve Account. He stated that the money in the tax stabilization account couldn't be used unless a State or Federal Law changes that adversely affects the town's budget. The Board had a detailed discussion regarding the issue and asked Clerk Puglisi to look into how to start the

process of changing the money over. Clerk Puglisi will gather the information and report back at the next meeting.

New Business -

Transfers-

Councilman Evans made a motion to transfer \$300.00 from A1990.4 Contingent to A1410.4 Town Clerk Contractual expense. Councilman Knapic seconded the motion.

The following motion was

ADOPTED Ayes 4 (Evans, Evans, Knapic, Hillman)
 Nays 0

BAR -

Supervisor Evans stated that the Board of Assessment Review would be held on May 24, 2016 from 4 to 8 pm at the Franklinville Town Hall. Supervisor Evans asked if the Board would like to provide dinner to the Review Board with the cost being around \$60.00. Councilman Evans made a motion to provide dinner for the review board. Councilman Knapic seconded the motion. The following motion was

ADOPTED Ayes 4 (Evans, Evans, Knapic, Hillman)
 Nays 0

Supervisor Report -

A detailed written report was given to the Board. Supervisor Evans stated the Town has \$ 384,632.38 in the General and Highway Accounts and \$33,030.12 in the Tax Stabilization Account. Councilman Hillman made a motion to accept the written Supervisor Report. Councilman Knapic seconded the motion.

The following motion was

ADOPTED Ayes 4 (Evans, Hillman, Knapic, Evans)
 Nays 0

The Board discussed going digital to receive the written Supervisor Report by email instead of a paper copy of 20 to 30 pages. A detailed discussion took place by the Board, and they will receive the profit and loss summary for both the general and highway accounts in hard copy and the whole report will be emailed to them.

Councilman Knapic made a motion to receive the Supervisor report digitally and receive the profit and loss summary for the general and highway accounts in paper copy at the Board meeting. Councilman Evans seconded the motion. The following motion was

ADOPTED Ayes 4 (Evans, Knapic, Evans, Hillman)
 Nays 0

Clerk Report -

A detailed written report was given to the Board. Clerk Puglisi stated that he took in \$293.00 and paid out \$293.00, \$116.54 to the Supervisor, \$70.86 to the DEC, \$84.60 to the County for DPW Tickets, and \$21.00 to NY Ag and Markets. Councilman Evans made a motion to accept the written Clerk Report. Councilman Hillman seconded the motion. The following motion was

ADOPTED Ayes 4 (Evans, Evans, Hillman, Knapic)
 Nays 0

Justice Report -

A detailed written report was given to the Board. Court Clerk Puglisi stated the Court took in \$384.74 for the month of April.

CEO Report -

A detailed written report was given to the Board. Councilman Knapic would like the Code Enforcement Officer to send a letter to the owner of a property on Abbotts Road to clean it up. Supervisor Evans will contact the Code Enforcement Officer and discuss it with him.

Highway Report -

Highway Superintendent Schneider gave a detailed report to the Board. He stated that the Town would need to order signs for the peddler, weight limit, and building permit laws. He will check on the price of the signs and how much writing should be put on the signs. He stated that the current Town wide resigning project is 80% complete and he had to order more post and more signs from the County. Superintendent Schneider stated the Highway Department has been grading roads and digging ditches. He stated that he is waiting on his major project of Slab City Road until the State says what they will allow the PAVE NY extra CHIPS money to be spent on. He stated the County will be closing Lyndon Center Road east of Snyder Road going to Cuba, but he is not sure when they will be closing the road. Councilman Knapic asked about the guardrail on North Center Road that is caving in. Superintendent Schneider stated he will look into fixing it, and that it will be a major project to replace.

Councilman Knapic made a motion to pay Abstract 5 of the General Fund claims 75 thru 88 for \$2,960.58 and Abstract 5 of the Highway Fund, claims 53 thru 65 for \$9,343.19. Councilman Evans seconded the motion. The following motion was

ADOPTED Ayes 4 (Evans, Evans, Knapic, Hillman)
 Nays 0

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Being no further business or concerns Councilman Evans made a motion to adjourn the meeting. Councilman Hillman seconded the motion. All Ayes the meeting was adjourned at 7:38 pm.

Respectfully Submitted,

Frank Puglisi
Lyndon Town Clerk