

REGULAR MEETING  
January 12, 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 12<sup>th</sup> day of January 2016.

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

Attended by: Numerous Residents.

Supervisor Evans called the meeting to order with the Pledge to the Flag at 7:01 pm.

**Correspondence-**

Email From Dale Carlson- Supervisor Evans stated the Board received an email regarding a desk that he wanted to take that is town property. A detailed discussion took place and the Board reviewed the voucher and it was concluded that the Town did pay for the desk and the Town is currently using the desk. Supervisor Evans will call Carlson and tell him of the Board decision.

**Public Comment-**

Resident Jack Palmer asked what it took to finally have the truck be moved off of Porter Road. Superintendent Schneider stated that after talking to the owner and Councilman Evans offering the owner to park it in his driveway the truck was moved. He is working with the owner for a permanent solution.

**Old Business-**

Town Records Room- Clerk Puglisi stated that the room is in and the work is being finished up. The money from the JCAP grant was spent in compliance and has been sent in. He stated that there was some water in the room and frost on the wall and he contacted the company and they are going to come out and check on it. The Town has a one-year warranty. Clerk Puglisi stated he has told the contractor to wait on finishing the outside to see what the concrete company is going to do. He stated that the heater is being installed and it has a 12-year warranty on parts, which is the best warranty available. He stated that the Town got the best price on it for \$3,000.00 installed and other quotes came in at \$4,500 to \$5,000.

REGULAR MEETING

January 12, 2016 Page 2

**New Business-**

Internal Audit- Supervisor Evans stated the internal audit of the Clerk, Tax Collector, Justice, and Supervisor needs to be done before January 20, 2016. The Board will do the Audit January 19, 2016 at 7:00 PM. Clerk Puglisi will give appropriate notice.

BAR Date- Supervisor Evans stated she spoke with Bobbi Elderkin the Town Assessor about grievance day and Bobbi stated that it worked out very well having it in the Franklinville Town Hall at the same time. After a detailed discussion Councilman Gietl made a motion to have the Board of assessment review on the 4<sup>th</sup> Thursday in May at the Franklinville Town Hall. Councilman Evans seconded the motion. The following was

ADOPTED      Ayes      5      (Evans, Gietl, Evans, Knapic, Hillman)  
                     Nays        0

Training- Supervisor Evans stated the Association of Towns is having their upcoming training in New York City and thinks the Town should send somebody. She stated that there are a lot of classes that they are having that the Town is currently dealing with. After a detailed discussion Clerk Puglisi will be attending the training. Councilman Gietl made a motion to send Clerk Puglisi to the Association of Towns Training. Councilman Knapic seconded the motion. The following was

ADOPTED      Ayes      5      (Evans, Gietl, Knapic, Hillman, Evans)  
                     Nays        0

Emails- Supervisor Evans stated she received an email that the inbox.com emails for the Supervisor and Highway Superintendent were all lost due to a server error by inbox.com. Supervisor Evans stated that these emails were setup in 2013 by the previous Supervisor and inbox.com is not a very good site. She stated that even before the emails were gone they have been working on switching to yahoo.com accounts, which offers back up and better service. Clerk Puglisi stated that Emails need to be saved as town records and since we have received FOIL request in the past for them he would like to set up a Carbon Copy email account that all emails sent are "CC" to which will create a back up for free. Councilman Hillman made a motion to put the following email in the minutes verbatim:

SUPPORT ANSWER(1/9/2016 2:43 am ET): Dear User, we are extremely sorry to inform you that due to the hardware issue we had been facing since 1/5/2016, all the accounts which were available on that particular server were deleted and their data is now lost, unfortunately. The data for free accounts cannot be recovered now because for free accounts, no backup is available. For paid accounts, dual backups were being made so their data might be restored but for free accounts, data will not be recovered at all. We have recreated the accounts for all the users but once again unfortunately, the data cannot be recovered. We apologize once again. We tried our

REGULAR MEETING

January 12, 2016 Page 3

best to recover the data but hardware issue did not allow us to do so. We at Inbox.com can understand the inconvenience this may cause to you but we assure that for the 3 days, we tried our best to resolve this issue but we were unable to do so therefore we offer our sincere apology to you. We hope that you will understand the issue and we thank you for your patience and understanding in this regard.

Regards, Inbox.com Support Team. Councilman Knapic seconded the motion. The following was

ADOPTED        Ayes    5        (Evans, Hillman, Knapic, Gietl, Evans)  
                     Nays     0

**Supervisor Report-**

A detailed written report was given to the Board. Supervisor Evans stated the Town has \$339,957.60 in the General and Highway Accounts and \$33,029.03 in the Tax Stabilization Account. The Board had some questions regarding what accounts the JCAP funds and the bond and new plow truck funds were to come from. Supervisor Evans will meet with Karen the Bookkeeper to get the report straightened out.

**Clerk Report-**

A detailed written report was given to the Board. Clerk Puglisi stated he took in \$562.00 and paid out \$562.00, \$432.80 to the Supervisor, \$7.00 to Ag and Markets, and \$122.20 to the County for DPW Tickets.

Councilman Evans made a motion to accept the written Clerk Report. Councilman Hillman seconded the motion. The following was

ADOPTED        Ayes    5        (Evans, Evans, Hillman, Gietl, Knapic)  
                     Nays     0

**Tax Collector Report-**

A detailed written report was given to the Board. Clerk Puglisi stated he has taken in \$20,388.91 in taxes and has paid out \$20,388.91 to the Supervisor. Councilman Gietl made a motion to accept the written Tax Collector Report. Councilman Hillman seconded the motion. The following was

ADOPTED        Ayes    5        (Evans, Gietl, Hillman, Knapic, Evans)  
                     Nays     0

**Justice Report-**

A detailed report was given to the Board. The Justice Court did not take any money in for the month of December. Court Clerk Puglisi stated that he did a year-end calculation of all money collected in 2015. The total collected was \$6,516.50 the States share was \$4,894.00, the Towns Share was \$1,637.50, and the Town Prosecutor was paid \$445.00 for the year. Councilman Hillman asked how this compared to previous years. Clerk Puglisi stated it was about double the amount

REGULAR MEETING

January 12, 2016 Page 4

collected for 2014 and a significant increase from 2013. Clerk Puglisi stated that he would get the exact figures for the next Board meeting. Councilman Knapic made a motion to accept the written Justice Report. Councilman Evans seconded the motion. The following was

ADOPTED      Ayes    5    (Evans, Knapic, Evans, Gietl, Hillman)  
                     Nays     0

**Highway Report-**

Superintendent Schneider gave a detail report to the Board. He stated the highway department has been out plowing the roads. He stated that they have been working on putting the flat bed on the 2004 pick up in between plowing. He stated that the flat bed is in good shape and looks very good on the truck. Superintendent Schneider stated ever year the Board must sign an agreement to spend Highway Funds. He stated the two projects he would like to do is a culvert on Grove Road which has had a lot of issues in the last year and that should not exceed \$30,000. The other project is working on Slab City Road, which is breaking up, and he would like to save it and preserve it and it should not exceed \$70,000. He stated that they have also been working on the sign project and is talking to Southern Tier West about coming in to GPS all of the signs.

Councilman Gietl made a motion to pay Abstract 1 of the General Fund Claims 1 thru 15 for \$63,484.92 and Abstract 1 of the Highway Fund Claims 1 thru 18 for \$14,186.33. Councilman Evans seconded the motion. The following was

ADOPTED      Ayes    5    (Evans, Gietl, Evans, Knapic, Hillman)  
                     Nays     0

Being no further business or concerns Councilman Gietl made a motion to adjourn the meeting. Councilman Knapic seconded the motion. All Ayes the meeting was adjourned at 8:09 pm.

Respectfully Submitted,

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Frank Puglisi  
Lyndon Town Clerk