

**Town of Genesee  
Little Genesee, NY 14754  
Regular Board Meeting  
January 16, 2018**

**ATTENDANCE:** Supervisor Alex Smith; Councilpersons Joshua Bluhm, Howard Cornwall, Michael Cannon, Alyn Holcomb; Highway Superintendent Ben Reynolds; Town Clerk Bonita Brunner

**Visitors:** Kayla and Colt Bluhm, Peggy Cowell, Legislator William Dibble, Kay Reynolds

This meeting was brought to order by Supervisor Smith at 7:40 pm.

Floor Permission was granted to Legislator Dibble who states he is working on high-band radios for some local towns.

**REPORTS:**

**Town Clerks Reports:**

- Clerk's Report for December was submitted. Total monies collected were \$210. Of this, \$175 was paid to the Supervisor for the General Fund, \$16 to NYS Animal Control for dog licenses, and \$19 to Allegany County DPW for landfill tickets.
- Clerk also presented the Clerk's 2017 Annual Report which showed a total collection for the year of \$5,950.80. These monies were paid to the Supervisor for the General Fund, NYS Animal Control for dog licenses, NYS Health Department for marriage licenses and Allegany County DPW for landfill tickets.
- Petty Cash Report for December was submitted. There is \$93.05 in Petty Cash as the Clerk used \$6.95 petty cash for priority mail during December.
- Minutes from the December meeting had been e-mailed to the Board Members for approval.

**Town Justice Report:**

- Review of Court Fines collected during December totaled \$1,555.

**Dog Control Officer Report:**

- Gary Wagner provided his report covering May 17, 2017 through December 29, 2017. A total of 3 calls were received during this time.
- Until a new appointment for Dog Control Officer is made, Scott Fuller will be covering these duties. It was agreed that during this period Mr Fuller would be paid \$12 per day when going out on a dog call plus mileage.

**Code Enforcement Report:**

- At the December meeting, The Clerk was asked to instruct Mr. Cline to appear at the next Board Meeting to answer some concerns. However, due to vehicle problems and family commitments, he was not able to attend. Officer Cline advised the Clerk that he had e-mailed his report. However, nothing was received. He verbally advised that he has issued a Court ticket to Jack Doxey regarding the property on Route 417. Appearance date set for January 25. He also advised that he had spoken with Mr. Shaw regarding the Colosseum and Mr. Shaw planned to attend the Board Meeting to answer their questions.
- The Clerk advised there were no new building permits issued.

Motion made by CP Holcomb and 2<sup>nd</sup> by CP Cannon to accept all reports as submitted. Ayes all, motion carried.

## **COMMITTEE ASSIGNMENTS & REPORTS**

Buildings & Repairs – Holcomb and Cannon

- The Clerk advised that a leak was discovered in the water heater plastic tubing after Christmas. She contacted Anderson & Shortell for this repair.
- CP Holcomb advised that he had inspected the work at the Genesee Library done by Griffin and feels that these repairs were satisfactory.

Highway Department – Holcomb and Bluhm

Parks – Cannon and Cornwall

Cemeteries – Holcomb and Cornwall

Grants – Smith and Cornwall

Code Enforcement – Cannon and Holcomb

Audit Committee – Holcomb and Cannon

## **OLD BUSINESS**

- The Clerk has not made any contact with the individuals regarding LED street lighting. She will attempt to contact them before the February meeting.
- Discussion regarding the Genesee Library contract. The Clerk contacted Attorney Brautigam regarding their request for a 10-year contract with increased funding each year. He advised that one Board cannot encumber another Board. Therefore, the Board should not consider a 10-year contract. It is possible to do a long-term lease for 5 years or more but any funding would have to be considered on an annual basis. A long-term lease for 5 years or more would require a permissive referendum and Public Hearing. He suggested that the Town could consider selling the building to the Library Board for a minimal amount but put in the deed that the Town reserves the right to hold elections there. This would also require a permissive referendum and Public Hearing. After discussion, the Board decided that they would need additional information before reaching a decision on this matter.
- **RESOLUTION #2018-1** was presented to the Board as follows:

### **RESOLUTION TO APPROVE COLLECTIVE BARGAINING AGREEMENT WITH TEAMSTERS LOCAL UNION #264 AND NYS TEAMSTERS COUNCIL HEALTH AND HOSPITAL FUND**

WHEREAS, the Town of Genesee has entered into negotiations with the Teamsters Local Union #264 covering the employees of the Highway Department;

WHEREAS, a Collective Bargaining Agreement covering the period January 1, 2018 through December 31, 2020 has been presented by the Union;

IN ADDITION, rates for the Teamsters Council Health and Hospital Fund for health insurance for said employees has been provided by the Union;

RESOLVED, the Town Board approves the Collective Bargaining Agreement and the new rates for the health insurance policy covering this same time frame;

RESOLVED, the Town Supervisor is authorized to sign any documents necessary for the implementation of these agreements.

Supervisor Cannon made a motion, 2<sup>nd</sup> by CP Holcomb, that the resolution be approved.

Roll call vote taken as follows:	CP Bluhm	Aye
	CP Cannon	Aye
	CP Cornwall	Aye
	CP Holcomb	Aye
	Supervisor Smith	Aye

Resolution 2018-1 was approved.

- Discussion about the Cold War Veterans Exemption on Real Property. The Clerk had contacted Attorney Brautigam who advised that this would require a Local Law and would cover veterans and surviving spouses. In order to have this in place for the 2019 tax roll it would be necessary to hold the Public Hearing before March 1. This might be hard to do. He also advised that there are limitations/conditions that need to be determined by the Board before the Local Law can be drafted. The Board requested that the Clerk provide these questions for the next meeting before they take any further action.

**NEW BUSINESS**

- Supervisor Smith spoke about his recent attendance at the Association of Town training in Albany . It felt it was very helpful to him as a newly elected Supervisor.
- **RESOLUTION #2018-2** was presented to the Board as follows:

**RESOLUTION APPROVING THE AGREEMENT  
BETWEEN THE PORTVILLE  
FIRE DISTRICT AND THE TOWN OF GENESEE**

WHEREAS, the Town of Genesee’s fire protection is partially covered by the Portville Fire District and

WHEREAS, THE Town Board of the Town of Genesee hereby approves the agreement between the Town of Genesee and the Portville Fire Protection District for the year 2018, furnishing the necessary fire protection for their portion in the Town of Genesee;

WHEREAS, included in the Town of Genesee Approved 2018 Budget are sufficient funds as requested to pay the Portville Fire District \$34,345.00 for the year 2018;

RESOLVED, that the Town Board approves the Town Supervisor Alexander Smith execute the necessary paperwork for this agreement.

Motion made by Supervisor Smith, 2<sup>nd</sup> by CP Cannon, that the resolution be approved.

Roll call vote taken as follows:	CP Bluhm	Aye
	CP Cannon	Aye
	CP Cornwall	Aye
	CP Holcomb	Aye
	Supervisor Smith	Aye

Resolution 2018-2 was approved.

- **RESOLUTION 2018-3** was presented to the Board as follows:

**RESOLUTION APPROVING THE MUTUAL AID AGREEMENT  
BETWEEN THE MUNICIPALITIES OF ALLEGANY COUNTY, NEW YORK**

Offered by: Allegany County Town Highway Superintendents Association

WHEREAS, THE Town Board of the Town of Genesee hereby agrees to allow Town Supervisor Alexander Smith and Highway Superintendent Ben Reynolds to extend Mutual Aid assistance to another participating municipality within the County of Allegany when requested to do so by such municipality in time of abnormal snow or work conditions. This agreement is subject to the conditions listed in the written agreement.

A motion was made by CP Holcomb, 2<sup>nd</sup> by Supervisor Smith, that this resolution be approved.

Roll call vote taken as follows:	CP Bluhm	Aye
	CP Cannon	Aye
	CP Cornwall	Aye
	CP Holcomb	Aye
	Supervisor Smith	Aye

Resolution 2018-3 was approved.

- Clerk advised she was informed by Accountant Kathy Berry that the Town can opt out of the Paid Family Leave Act. The Clerk has prepared letters for the Supervisor to sign for Workers' Comp Board and the Union who carries our Disability Insurances that we will not be participating. She has also drafted letters to all employees of the Highway Department advising them of this.
- Clerk advised that National Fuel has provided a Continuation Certificate extending the \$600,000 bond in place for the pipeline. This extends the bond until January 2019.
- Clerk advised that there is a District III meeting to be held on January 23 at the Wiling Town Hall. This is sponsored by Legislators Dibble, Fanton and Root.
- Clerk advised additional information about the damages done to the Wells Cemetery. This was in connection with an automobile accident which damaged the tree and fence. Information has been provided to Richardson & Stout who is working with the insurance

company of the driver involved. It is necessary for the Town to obtain an estimate for the repair to the fence. Board recommended that David Thompson of Bolivar or Lotter & Lotter be contacted.

**PAYING OF BILLS:**

Abstracts totaling \$38,865.08 were reviewed for paying the Town bills as follows:

<b>Abstract</b>	<b>Voucher Nos.</b>	<b>Abstract Amount</b>
General Fund – 2017 Monies	249-265	\$ 9,105.85
- 2018 Monies	1-13	5,116.67
Highway Fund – 2017 Monies	190-199	\$ 6,483.56
- 2018 Monies	1-3	18,159.00

CP Cannon made a motion to pay the above bills, 2<sup>nd</sup> by CP Cornwall. Motion passed.

Motion to adjourn the meeting was made by CP Cannon, 2<sup>nd</sup> by CP Cornwall. Meeting was adjourned at 8:50 p.m.

Respectfully Submitted,

Bonita Brunner  
Town Clerk  
Dated: January 22, 2018