

Minutes
Annual Organizational Meeting of the Town Board
Of the Town of Ellicottville
January 7, 2015 at 6:00 PM at the Town Hall

Present:	John Burrell	Supervisor
	Greg Fitzpatrick	Councilman
	Ken Hinman	Councilman
	Rick Jackson	Councilman
	Steve Crowley	Councilman
	Robyn A George	Clerk

Also Present: Jann Wiswall, John Thomas, Loyd Hovey, Glenda Jackson

The Meeting was called to order at 6:00 PM and the Pledge of Allegiance was led by Supervisor Burrell.

Resolved, that the Town Board name Five Star Bank & M&T Bank and Cattaraugus County Bank as official Depositories of the Town of Ellicottville for the year 2015.

Motion: By Steve Crowley to adopt the above referenced resolution.

Second: By Greg Fitzpatrick.

Carried	Aye	John Burrell
	Aye	Greg Fitzpatrick
	Aye	Ken Hinman
	Aye	Rick Jackson
	Aye	Steve Crowley

Resolved, that the Town Board name Ellicottville Times, The Villager and Olean Times Herald as official newspapers of the Town of Ellicottville for the year 2015.

Motion: By Greg Fitzpatrick to adopt the above referenced resolution.

Second: By Rick Jackson.

Carried	Nay	John Burrell
	Aye	Greg Fitzpatrick
	Aye	Ken Hinman
	Aye	Rick Jackson
	Aye	Steve Crowley

Resolved, that all Gravel sold to the Town be at State, County or Town bid or less.

Motion: By Ken Hinman to adopt the above referenced resolution
Second: By Greg Fitzpatrick

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the 2015 Regular Town of Ellicottville Board meetings be held on the 3rd Wednesday of the month. All regular meetings are to be held at 6:00 PM at the Town Hall.

Motion: By Steve Crowley to adopt the above referenced resolution.
Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Supervisor be empowered to pay all utility bills, US Postage Fees, Bonds and BAN's without prior Board approval.

Motion: By Steve Crowley to adopt the above referenced resolution.
Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board appoint the Fire Chiefs Kevin Morton, Jim Golley 1st Assistant Chief & Robert Germaine 2nd Assistant Chief as Fire Wardens for the Town of Ellicottville for 2015.

Motion: By Rick Jackson to adopt the above referenced resolution.
Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson

Aye Steve Crowley

Resolved, that the law firm of Peters & Moriarty, specifically Attorney Kathleen Moriarty shall act as counsel to the Town of Ellicottville for the year 2015 regarding such matters as may be referred to said counsel and shall be compensated for its services at an hourly rate.

Also resolved that the Supervisor be, and he hereby is, authorized and directed to execute a written agreement for legal services with the above-named counsel on behalf of the Town.

Motion: By Ken Hinman to adopt the above referenced resolution.

Second: By Greg Fitzpatrick.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board appoint Robyn A. George as Registrar and Tracy Stokes, Deputy Registrar of Vital Statistics.

Motion: By Steve Crowley to adopt the above referenced resolution.

Second: By Greg Fitzpatrick.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the annual salaries for the elected Town Officials are to be fixed and paid as follows:

Supervisor	Bi-weekly	\$31,998.00
Deputy Supervisor	Monthly	\$ 6,347.00
Justice	Monthly	\$10,200.00
Justice	Monthly	\$11,149.00
3 Councilmen	Monthly	\$ 4,322..00

Motion: By Ken Hinman to adopt the above referenced resolution.

Second: By Greg Fitzpatrick.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board ratifies the Town Supervisor's appointment of Ken Hinman as the Deputy Supervisor.

Motion: By Rick Jackson to adopt the above referenced resolution.
Second: By Steve Crowley.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board appoint Don Auge as Officer-in-Charge of the Police Department at an annual salary of \$20,624.00.

Motion: By Greg Fitzpatrick to adopt the above referenced resolution.
Second: By Steve Crowley.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board appoint Mark Alianello as Town Engineer with the understanding that he works a minimum of 550 hours per year at an annual salary of \$50,517.00 and furthermore authorize the Town Supervisor to sign an updated contract with Mr. Alianello.

Motion: By Steve Crowley to adopt the above referenced resolution.
Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board set the salary of Harry Weissman, Assessor at \$34,915.00 per year with office hours 2 days per week.

Motion: By Ken Hinman to adopt the above referenced resolution.
Second: By John Burrell.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Nay Steve Crowley

Motion: by Mr. Crowley and seconded by Mr. Hinman to go into executive session at 6:12pm. ALL AYES. CARRIED.

Motion: by Mr. Hinman and seconded by Mr. Fitzpatrick to resume regular session at 7:15pm. ALL AYES. CARRIED.

Resolved, that the Town Board appoint Loyd Hovey as Highway Superintendent for the year 2015 to fill the vacant office whose term expires December 31, 2015 at an annual salary of \$50,000.00.

Motion: By Rick Jackson to adopt the above referenced resolution.
Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Nay Steve Crowley

Motion: By Ken Hinman to adopt the above referenced resolution.
Second: By: Rick Jackson .

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board ratify the Town Highway Superintendents' appointment of Frank Moore as Deputy Highway Supt with an additional 50 cents per hour which goes with the Deputy position (as indicated in Appendix A).

Resolved, that the Town Board approve a \$2.00 per hour pay raise for all part-time police officers.

Motion: By Steve Crowley to adopt the above referenced resolution.
Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Nay Steve Crowley

Resolved, that the Town Board appoint Tracy Stokes as Summer Recreational Director and add \$3,000.00 to her annual pay as in addition to the 2% raise to compensate her for the additional responsibilities. The additional pay will be reflected in her hourly rate as indicated in APPENDIX A.

Motion: By Steve Crowley to adopt the above referenced resolution.
Second: By :Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board adopt a the pay rate schedule as outlined in Attachment A .

Motion: By Steve Crowley to adopt the above referenced resolution.
Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board appoint John Burrell and Ken Hinman as official signatories on all the Ellicottville Town Supervisor's banking accounts.

Motion: By Steve Crowley to adopt the above referenced resolution.
Second: By: Rick Jackson.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved that the Town Board appoint John Burrell, Ken Hinman and Tracy Stokes (Supervisor's Clerk) as official signatories on the Justice Wire Transfer account.

Motion: by Greg Fitzpatrick to adopt the above referenced resolution.
Second: by Steve Crowley.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board appoint the Town Clerk and Deputy Town Clerk as official signatories on the Ellicottville Town Clerks bank account and the Real Property Tax Collection bank account.

Motion: By Rick Jackson to adopt the above referenced resolution.
Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board appoint Robyn George as Town Tax Collector.

Motion: By Rick Jackson to adopt the above referenced resolution.
Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board authorize the Highway Department to purchase gasoline at State or County bid or less.

Motion: By Ken Hinman to adopt the above referenced resolution.
Second: By Steve Crowley.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town of Ellicottville reimburse Town Officials for expenses when attending meetings outside the Town on Official Town Business.

Motion: By Ken Hinman to adopt the above referenced resolution.

Second: By: Rick Jackson .

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Whereas, it is necessary to make application to the Cattaraugus County Youth Bureau, New York State Office of Children and Family Services.

Whereas, it is necessary for the Chief Executive to sign for the Town of Ellicottville now,

Resolved, that the Town Board of Ellicottville does hereby authorize the Supervisor to enter into agreement with the Cattaraugus County Youth Bureau, New York State Office of Children and Family Services to run youth programs for the 2015 program year ending December 31, 2015.

Motion: By Ken Hinman to adopt the above referenced resolution.

Second: By Greg Fitzpatrick

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board adopt the Town's Investment Policy as follows:

Investment Policy

The objectives of this investment policy of this local government are to minimize risk, to insure that investments mature when the cash is required to finance operations; and to insure a competitive rate of return. In accordance with this

policy, the Chief Fiscal Officer is hereby authorized to invest all funds including proceeds of obligations in;

Certificates of Deposits, savings, money market, issued in a bank or trust company authorized to do business in New York State;

Obligations of the United States Government;

The Town of Ellicottville designates the following Banks;

M&T Bank
Five Star Bank
CCB

Collateral: Certificates of deposit shall be fully secured by insurance of FDIC or by obligations of New York State or obligations of the United States or obligations of Federal Agencies the principal and interest of which are guaranteed by the United States Government;

The Ellicottville Town Board shall review and approve the investment policy at least annually, and if practicable, at its organizational meeting and the members shall review and amend, if necessary these investment policies.

The provisions of these investment guidelines shall take effect prospectively, and shall not invalidate the prior selection of a custodial bank or prior investment.

Motion: by Steve Crowley to adopt the above referenced resolution.

Second: By Ken Hinman.

Carried	Aye	John Burrell
	Aye	Greg Fitzpatrick
	Aye	Ken Hinman
	Aye	Rick Jackson
	Aye	Steve Crowley

Resolved, that the Town Board authorize the Highway Supt. to participate in State & County bid prices for materials.

Motion: By Greg Fitzpatrick to adopt the above referenced resolution.

Second: By Ken Hinman.

Carried	Aye	John Burrell
	Aye	Greg Fitzpatrick
	Aye	Ken Hinman
	Aye	Rick Jackson
	Aye	Steve Crowley

Resolved, that the Town Board approve the following Procurement Policy:

Procurement Policy

Whereas, Section 104-B of the General Municipal Law requires every Town to adopt internal policies and procedures governing all procurement of goods and services not subject to the requirements of GML 103 or any other law; and

Whereas, the Town Council has been solicited from their officers of the Town involved with procurement; now, therefore, be it resolved; that the Town does hereby adopt the following procurement policies and the Town does hereby adopt the following procurement policies and procedures:

1. Every prospective purchase of goods or services shall be evaluated to determine the applicability of GML 103.
2. All purchases of:
 - a. supplies or equipment which will exceed \$10,000 in the fiscal year
 - b. Public works contracts over \$20,000 shall be formally bid pursuant to GML 103.
3. All estimated purchases of:

Less than \$10,000 but greater than \$3,000 requires a written request for a responsible formal proposal and written/fax quotes from 3 vendors.

Less than \$3,000 but greater than \$1,000 requires an oral request for the goods and oral/fax quotes from 2 vendors.

Less than \$1,000 but greater than \$250 are left to the discretion of the purchaser.

All estimated public works contracts of:

Less than \$20,000 but greater than \$10,000 require a written formal proposal and fax/proposals from 3 contractors.

Less than \$10,000 but greater than \$3,000 require a written formal proposal and fax/proposals from 2 contractors.

Less than \$3,000 but greater than \$500 are left to the discretion of the purchaser.

Any written quote shall describe the desired goods, quantity and the particulars of delivery. The purchaser shall compile a list of all vendors from whom written/fax/oral quotes offered.

All information gathered in complying with the procedures of this guideline shall be preserved and filed with the documentation supporting the subsequent purchase or public works contract.

4. The lowest responsible proposal or quotes shall be awarded the purchase or public works contract unless the purchaser prepares a written justification providing reasons why it is in the best interest of the Town and its taxpayers to make an award to other than the low bidder. If a bidder is not deemed responsible, facts supporting that judgment shall also be documented and filed with the record supporting the procurement.
5. A good faith effort shall be made to obtain the required number of proposals or quotations. If the purchaser is unable to obtain the required number of proposals or quotations, the purchaser shall document the attempt made at obtaining the proposals. In no event shall the inability to obtain the proposals or quotes be a bar to the procurement.
6. Except when directed by the Town Board no solicitation of written proposals or quotations shall be required under the following circumstances:
 - a. acquisition of professional services
 - b. emergencies
 - c. sale source situations
 - d. goods purchased from agencies for the blind or severely handicapped
 - e. goods purchased from correctional facilities
 - f. goods purchased from another government
 - g. goods purchased for less than \$250
 - h. public works contracts for less than \$500
7. This policy shall be reviewed annually by the Town Board at its Organization meeting or as soon thereafter, as is reasonably practicable.

Motion: By Ken Hinman to adopt the above referenced resolution.

Second: By Steve Crowley.

Carried	Aye	John Burrell
	Aye	Greg Fitzpatrick
	Aye	Ken Hinman
	Aye	Rick Jackson
	Aye	Steve Crowley

Resolved, that the Town Board appoint Tronconi, Segarra & Associates and Rob Lanza, CPA as the Town's CPA firms and furthermore authorized Supervisor Burrell to sign the agreement between the Town and Troconi, Segarra & Associates as presented. .

Motion: By Greg Fitzpatrick to adopt the above referenced resolution.

Second: By Steve Crowley.

Carried	Aye	John Burrell
	Aye	Greg Fitzpatrick
	Aye	Ken Hinman
	Aye	Rick Jackson

Aye Steve Crowley

Resolved that the Town Board authorize the Town Supervisor to renew the annual contract with LakeShore Employee Drug Testing.

Motion: By Steve Crowley to adopt the above referenced resolution.

Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board approve the Employment Policy as outlined in the Town of Ellicottville Employee Handbook adopted April, 28, 2010.

Motion: By Ken Hinman to adopt the above referenced resolution.

Second: By Greg Fitzpatrick.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that Planning Board, Zoning Board of Appeals and Assessment Board of Review compensation as listed in APPENDIX B is approved.

Motion: By Greg Fitzpatrick to adopt the above referenced resolution.

Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Greg Fitzpatrick
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley

Resolved, that the Town Board appoint Robyn A. George as Town Clerk.

Motion: By Steve Crowley to adopt the above referenced resolution.

Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley
 Aye Greg Fitzpatrick

Resolved, that the Town Board ratify the appointment of Tracy Stokes as Deputy Town Clerk and Bookkeeper to the Supervisor.

Motion: By Steve Crowley to adopt the above referenced resolution.

Second: By Ken Hinman.

Carried Aye John Burrell
 Aye Ken Hinman
 Aye Rick Jackson
 Aye Steve Crowley
 Aye Greg Fitzpatrick

Motion by Ken Hinman, seconded by Rick Jackson to adjourn the meeting at 7:35pm. All Ayes. Carried.

APPENDIX – A

**TOWN OF ELLICOTTVILLE
SALARIES (NON ELECTED)**

BUILDING ENGINEERING

MARK ALIANELLO	\$50,517.00/YEAR
TOM ABRIATIS	\$24,853.00/YEAR

HIGHWAY DEPARTMENT

BRIAN FULLER	\$15.97/HOUR
FRANK MOORE	\$19.23/HOUR
TOM RAAB	\$18.10/HOUR
STEVEN HADLEY	\$18.10/HOUR

JUSTICE DEPARTMENT

DENISE RICHARDS	\$16.32 /HOUR
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POLICE DEPARTMENT

JAMES BOUCHARD	\$30.50/HOUR
LARRY SPRY	\$18.75/HOUR
JUSTIN STORY	\$18.24/HOUR
KELLY BIGOS	\$25.85/HOUR
CALE BENJAMIN	\$17.92/HR
ASHLEY VOGL	\$17.60/HR
GARY WIND	\$18.24/HR
AMBER GRAHAM	\$24.68/HR
TOM CASTLE	\$17.30/HR
MATTHEW ALBANESE	\$22.49/HR

CLERKS

ROBYN GEORGE	\$26.65/HOUR
TRACY STOKES	\$21.91/HOUR

HISTORIAN

ME DUNBAR	\$2,815.00/YEAR
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APPENDIX - B

TOWN BOARDS

Town Planning Board

Chair	Margaret Signore	12/31/18	\$95.00/Mtg.
	Mike Guercio	12/31/16	\$70.00/Mtg.
	Shari Barrera	12/31/15	\$70.00/Mtg.
	Doc Dayton	12/31/15	\$70.00/Mtg.
	Gary Mathe	12/31/16	\$70.00/Mtg.
	Art Chubb	12/31/18	\$70.00/Mtg.
Vice-Chair	John Zerfas	12/31/17	\$85.00/Mtg.

Zoning Board of Appeals

Chair	Jack Kramer	12/31/15	\$95.00/Mtg.
	John Cady	12/31/15	\$70.00/Mtg.
Vice-Chair	Cindy Dayton	12/31/16	\$85.00/Mtg.
	Darin Wiechman	12/31/16	\$70.00/Mtg.
	Norm Winkler	12/31/17	\$70.00/Mtg.

Board of Assessment Review

	John Zerfas	09/30/19	\$15.00/Hour
	Nancy Rogan	09/30/17	\$15.00/Hour
	Dan Covey	09/30/16	\$15.00/Hour
	Cathy Pritchard	09/30/15	\$15.00/Hour
	Norman Kantowski	09/30/18	\$15.00/Hour

Fire Commissioners

	John Rogan	12/31/15
	Mike Guercio T	12/31/16
	Marty Bentley V	12/31/17
	Sean Lowes V	12/31/17
	Mike Timkey T	12/31/17

I, Robyn George, Clerk of the Town of Ellicottville, County of Cattaraugus, State of NY, do hereby certify that the foregoing constitutes the complete minutes of the Town Board Meeting held on the 7th day of January, 2015, approved by said Board on the 21st day of January, 2015.

Robyn George, Town Clerk