

MINUTES OF THE  
REGULAR MEETING OF THE TOWN BOARD  
OF THE TOWN OF ELLICOTTVILLE SEPTEMBER 20, 2017 at 6:00 pm  
ELLICOTTVILLE TOWN HALL

<b><u>Present:</u></b>	Mathew McAndrew	Supervisor
	Ken Hinman	Councilman
	Rick Jackson	Councilman
	Steve Crowley	Councilman
	Robyn George	Town Clerk
	Mark Alianello	Town Engineer
	Kathleen Moriarty	Attorney for the Town
	Kelly Fredrickson	Town CEO

**Absent:** Greg Fitzpatrick Councilman

**Also Present:** John Zervas, Caitlan Croft and John Thomas, Press, Mike Fleming

**Call meeting to order:**

Supervisor McAndrew called the meeting to order at 6:00 pm and led the Pledge to the Flag.

**Approve Minutes**

- Town Board Meeting - August 16, 2017

On motion by Mr. Crowley and second by Mr. Hinman the minutes of the August 16, 2017 Board meeting were

Accepted Ayes 4 - McAndrew, Hinman, Crowley & Jackson  
Nays 0

**Privilege of the Floor**

- Mike Fleming - Sugartown Road

Mike Fleming asked the Board to request a speed limit reduction on Sugartown Road from 45mph to 35mph. He said this would make it safer for cyclists, runners and pedestrians. He also would like to see the speed limit enforced. Mr. Hinman was concerned that there would be a back lash from commuters who use the road. Mr. Zervas pointed out that lowering the speed limit may create incidences of unsafe passing.

Supervisor McAndrew said a speed limit reduction would only be a temporary fix. He suggested that a better, more permanent solution would be to ask the county to create asphalt shoulders. It was also suggested that Mr. Fleming organize a letter writing campaign that could help facilitate a grant for building the shoulders.

- EVGV Trail Update

Mr. Alianello reviewed the progress of the Trail and explained that it is a long process from developing a Master Plan to applying for grants. When complete, there will be 21 miles of trail which will include Sugartown Road to Great Valley. He added that the grading releases are ready for the land owners to sign.

On motion by Mr. Crowley and second by Mr. Hinman the following resolution was

Accepted      Ayes 4 - McAndrew, Hinman, Crowley & Jackson  
                    Nays 0

Resolved that the Town Board request a paved shoulder on each side of Sugartown Road (County Road 71) for pedestrian and bike traffic.

- Evans Agency Insurance Quote

On motion by Mr. Crowley and second by Mr. Hinman the following resolution was

Accepted      Ayes 4 - McAndrew, Hinman, Crowley & Jackson  
                    Nays 0

Resolved that the Town accept the quote from Evans Agency for the renewal of the Town's commercial insurance policy as submitted.

### **Audit of Claims**

- Pay Town bills on Distribution Report #09-17

On motion by Mr. Hinman and second by Mr. Crowley the following resolution was

Accepted      Ayes 4 - McAndrew, Hinman, Crowley & Jackson  
                    Nays 0

**Resolved** that the Town bills be paid on General Ledger Distribution Report 09-17 as follows:

001 - General Fund A:      \$24,227.71

002 - General Fund B:	\$ 5,692.43	General Fund Total:	\$29,920.14
003 - Highway DA	\$ 28,412.00		
004 - Highway DB	\$136,613.01	Highway Fund Total:	\$165,025.01
		006 - Water Fund Total	<u>\$ 40,253.56</u>
		Grand Total:	\$235,198.71

### **Supervisor's Reports**

- Supervisor's Report

**On motion** by Mr. Hinman and second by Mr. Crowley the Supervisor's August 2017 Financial Report was

Accepted      Ayes 4 - McAndrew, Hinman, Crowley & Jackson  
                      Nays 0

- Four Flusher's Meeting

The Board reviewed the minutes of the September 6th Four Flushers meeting. The Sewer Department will be receiving a grant for approximately \$58,000. The GPS mapping and well house roof were discussed.

- Town/Village Public Work Works Position

Five candidates were interviewed for the position of Joint Town/Village Engineer, three of which have been asked to come in for second interviews.

- County Town Supervisor's Meeting - Shared Services

Cattaraugus County local governments passed the Agreement for Shared Services at a meeting on September 7th. The County then approved the agreement and sent it to NYS on September 15th. Supervisor McAndrew commended Jack Searles, County Administrator, and his staff for all of their hard work.

### **Present Written Department Reports for Approval**

- Clerk's , Justices', Building Inspector's, Planners and Police Reports

The false alarms in Ellicottville continue to be an issue. Mr. Fredrickson is receiving the tracking reports. He said that one of the challenges in enforcing the Alarm Law is that some of the alarms will malfunction numerous times in one day so the offenders could technically be fined without ever being warned. Attorney Moriarty and Mr. Frederickson will look into the issue.

On **motion** by Mr. Crowley and second by Mr. Jackson the Clerk's Report, Justice Report, Building Inspectors Report, Planners and the Police Report were:

Accepted      Ayes 4 - McAndrew, Hinman, Crowley & Jackson  
                    Nays 0

### **Department Heads**

#### **Tom Scharf - Highway Department**

- Sommerville Valley Creek Bank Stabilization

The project will be moving forward on Monday morning.

#### **Mark Alianello - Engineering Department**

- Booster Station #1

The contractor has a punch list of items that still need to be addressed. They will be working on completing the project the week of September 23rd. Mr. Alianello will be talking to the contractor that is doing the exterior work about his bill.

- Upper Holiday Valley Road Engineering

Mr. Alianello presented a Preliminary Project Budget for Upper Holiday Valley Road Paving and Drainage Project. The estimate was \$290,000. It includes enclosed drainage and curbs from above the entrance driveway to Holiday Valley Resort to Tannenbaum Lodge. Since the Engineering fees may come out of this year's budget, MDA Consulting Engineers, PLLC provided a proposal for Engineering Services related to drainage improvements and asphalt overlay on Upper Holiday Valley Road. The Board will review it.

- Line Locator

The Water Department's line locator broke. The Town is anticipating a grant to pay for a new one, so will try to either rent or borrow one until the grant comes through.

- NYS Power Authority Audit

The Power Authority performed their energy audit of the Town Hall and Town Center this week. The cost of the audit will be taken out of the NYSERDA grant funds.

- Innovative Mechanical Systems Preventative Maintenance Agreement

Innovative Mechanical Systems proposed an agreement to inspect and service the heating and cooling systems 2 times a year at the Town Hall.

On **motion** by Mr. Hinman and second by Mr. Jackson the following resolution was:

Accepted      Ayes 4 - McAndrew, Hinman, Crowley & Jackson  
                    Nays 0

Resolved that the Town accept the Preventative Maintenance Agreement by Innovative Mechanical Systems of \$700.00 for the boiler system and the new AC/Forced Air Heat system at the Town Hall to include the maintenance of the snowmelt system.

### **New Business**

- Jefferson St. Cemetery - Request by Gail Carucci

Gail Carucci emailed the Town with concerns of damage to some of the headstones at Jefferson Street Cemetery. Since there is money in the budget for cemetery maintenance, Crandall Memorials will be contacted for a quote on the cost of restoring the headstones.

- Gazebo Request - Lacrosse Tournament

On motion by Mr. Crowley and second by Mr. Hinman the following resolution was

Accepted      Ayes 4 - McAndrew, Hinman, Crowley & Jackson  
                    Nays 0

Resolved that the Ellicottville Chamber of Commerce be granted permission to use the Gazebo September 20th - 24th for the Ellicottville Lacrosse Tournament for music.

### **Old Business**

- 6515 Donlen Dr. - Kelly Fredrickson

Kelly Frederickson, Town CEO, conducted a property inspection on the vacant property at 6515 Donlen Drive. He recently attended a meeting sponsored by the Department of Financial Services to educate municipalities on what can be done to make those responsible for the upkeep of vacant properties accountable for their condition. The first step is to determine whether or not a property is included on the Statewide Zombie list. Fines as much as \$500 a day can be assessed to the bank if they do not adhere to the rules. Mr. Fredrickson is looking into the status of the Donlen Drive property.

### **Executive Session**

Motion by Mr. Hinman and second by Mr. Crowley to go into executive session at 7:40pm to discuss the EPOA contract and personnel issues . All Ayes. Carried.

Motion by Mr. Hinman and second by Mr. Crowley to resume regular session. All Ayes. Carried.

**Motion** by Mr. Crowley, second by Mr. Jackson to hold a special meeting with police personnel on Friday, September 29th at 4:00pm.

### **Adjournment**

Motion by Mr. Hinman and second by Mr. Jackson to adjourn the meeting at 8:30pm. All Ayes. Carried.

I, Robyn A. 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 20th day of September, 2017, approved by said Board on the 18th day of October, 2017.

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Robyn A. George, Town Clerk