

## Minutes

Town of Persia Regular Board Meeting

8 West Main Street, Gowanda, NY 14070

June 13, 2019

Legal matters Workshop at 6:30pm

Supervisor John Walgus calls meeting and public hearings to order at 7:00p.m.

**\*\* Notice of the public hearings for the Comprehensive Plan, Zoning Ordinances and Charter Communications was posted in the Observer on May 19<sup>th</sup> with same being posted on the Town of Persia website and the Persia Town Hall.**

### Roll Call:

Supervisor: John T. Walgus: present  
Highway Superintendent: Daniel H. Ackley: present  
Councilperson: Theresa A. Girome: present  
Councilperson: Gloria J. Tomaszewski: present  
Councilperson: Robert O. Dingman: present  
Councilperson: Seth H. Howard: present  
Town Clerk: Denise M. Trumpore: present

### Others present:

Jack Broyles

Paula Schueler

Mark Hojnacki

Dave Redman

Dick Bridges

Mark Moyerhofer (7:45)

### Public Participation

**Jack Broyles** approached the board to discuss the Dayton Road water contract with the Village of Gowanda. Mr. Broyles felt the Village should work with the town regarding this matter.

**Mark Moyerhofer** from Charter Communications was present to answer any questions. Mr. Moyerhofer stated there were 15 subscribers in the town outside the village. The contract is for 10 years at 5%.

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**Supervisor John T. Walgus:** \*Today, after many months by our different committees, we will be having three public hearings on projects that with a lot of hard work and dedication are finally coming to a conclusion. \* The first public hearing I would like to open for comment will be on our Comprehensive/Master Plan 2030. Thanks to Theresa Girome for shepherding this project to the final version over the many years. Also, thanks to former Supervisor Paula Schueler, Seth Howard, Gloria Tomaszewski, and Bob Dingman. The County Planning Board has given us the final approval of the plan and we have the green light. I have had five bound, color copies made of the plan for tonight's public hearing and for our permanent records. \* The second public hearing for comment will be for the updating of our zoning ordinances. The final step of this project was submitting a NYS Environmental Quality Review Act, SEQR document and referring it to the Cattaraugus County Planning Board. Thank you to Code Enforcement Officer Mel Shaw and to the Planning & Zoning board members for your help with this project. \* The final public hearing for comment tonight is for the franchise agreement between the town and Charter Communications to operate a cable system in the town; Mr. Mark Meyerhofer from Charter Communications is here tonight and I would like to give him an opportunity to address the board if he would like to do so. \* I have paid the pre-pays and have processed payroll. \* I ask for a resolution to approve the Supervisors report and also a resolution to accept the financial statement from Bahgat & Bahgat. \*I have begun the process of researching the different health insurance plans that would be available for our employees, to find out if there is a more cost-effective plan with a company that offers something close as what we have from them now. If someone would like this job, I would be happy to let them try and discern the different plans that are available to the town. \* I was unable to attend the Cattaraugus County Supervisors Association meeting last month and asked Councilperson Howard to attend for me; he reported that the meeting was about the County Wide Shared Services Agreement. Also, there was a representative there from the Forest Lawn Group of Cemeteries who made a presentation on taking over, reviving and operating abandoned cemeteries that the towns are responsible for. To find out if this was a possible, I called the NYS Dept. of State, Division of Cemeteries, they confirmed that it would be possible to enter into an agreement with Forest Lawn and have them operate one or all three of the cemeteries that the town is now responsible for. Since they have not officially approached the town to do so, this is just for information purposes at this time. \* I have been working on finishing the NYSERDA CEC Grant project with our energy consultant C.J. Brown Energy. We have completed the LED projects at the town hall and highway buildings. We have finished the metrics workbook and have completed the next milestone and submitted an invoice to NYSERDA for \$12,500.00. Soon we will start on replacing the water & heating systems at the highway garage, then at the town hall. \* As they have done in the past the fire department replaced the flag on top of the town hall just prior to Memorial Day. The flag was donated to us by VFW Post 5007. Thanks to the fire department for installing the new flag and

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to the VFW for their donation of a flag to the town. \* On June 6<sup>th</sup> I met with Dayton Supervisor Angie Mardino and Village of Gowanda Liaison Trustee Wanda Koch regarding Thatcher Brook. We discussed the blow downs and dead trees that litter the brook from Gowanda to Dayton. I did explain that our highway department, with the approval from the NYS DEC removes the gravel in and around the trash rack to help prevent flooding from occurring downstream. A few years ago, with grant assistance from Senator Catherine Young, we were able to hire a tree trimming company to try to alleviate this problem of dead and downed trees in the brook. We asked Trustee Koch to get three quotes from tree trimming companies so we would have a better handle on the cost of this work. I explained that we didn't have the funds in our current budget, and that if we decided to help fund this work it would have to be included in the 2020 budget. \* Highway has the plow truck bought from the town of Napoli and is getting it ready to put it into service. \* I have given the board a copy of my email to Assemblyman Joseph Guglio in regards to dangerous and aggressive dogs. \* I have received a copy of the Cyber Liability endorsement from our insurance which was a new addition to the town's policy. \* I would like a resolution to have a budget workshop on July 11<sup>th</sup> at 6pm. \* I need a resolution for a budget transfer. \* Happy Birthdays go out this month to Highway Superintendent Dan Ackley and Councilperson Gloria Tomaszewski. \* Remember to honor our flag and fly it June 14<sup>th</sup> which is National Flag Day.

**Highway Superintendent Daniel H. Ackley:** \* read highway bills. \* We rented the skid steer and got a lot of work done with it. \* We picked up the plow from Napoli and just want to state for the record that it is a 2006 not a 2005 as previously stated in the minutes from May. \* I am considering putting the 1989 Mack on Auctions International and to have the bidding end on July 10<sup>th</sup>.

**Councilperson Theresa A. Girome:** \* I have a report from our Dog Control Officer, MaryBeth Beverlin on her last 6 months of work. \* I would also like to thank Mel Shaw for updating the NYS Zoning Laws. \* And lastly, a huge thank-you to the Comprehensive Planning Committee for working diligently these past years in order to accomplish this task and send it to the County and then New York State. Crystal Abers and Paul Bishop from Cattaraugus County Economic Development, Planning & Tourism Department also advised us along our journey. We worked as a team and met faithfully once a month, it was a pleasure working with you all and I am very thankful. \* I would like a resolution to accept the Comprehensive/Master Plan 2030. \* I would like a resolution to send the updated zoning ordinances to the Cattaraugus County Planning Board. I attended the Village Board meeting on June 12<sup>th</sup>; the carpeting and chairs have arrived at the Hollywood Theater; it will open when installed. \* J.J.'s BBQ food truck will be coming to Gowanda soon. \* There will be a farmer's market also coming to Gowanda on Saturdays.

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**Councilperson Robert O. Dingman:** \* I worked this month on securing the new globes outside the town hall and purchased the brass screws.

**Councilperson Seth H. Howard:** \* Read general bills.

**Councilperson Gloria J. Tomaszewski:** \* I went to the Happening; it was nice and I had a lot of fun.

**Assessor Kate Harrington**\*The 2019 tentative roll was filed on May 1<sup>st</sup>. A copy of the roll has been left with the Town Clerk; it is also available on the County's website <https://www.cattco.org/assessments-rolls>. \* I attended a NYS Office of Real Property Tax Services training on May 15<sup>th</sup>; this training covered reporting capabilities in RPS V4, the assessing program we use. \* Persia's Grievance Day was May 22<sup>nd</sup>; no property owners attended. \* I corresponded with several property owners about their assessments, tax bills and exemptions. \*No property transfers were added for May, these cannot be added until July 1<sup>st</sup>. \* Please feel free to contact me at 716-938-2341 or [KHarrington@cattco.org](mailto:KHarrington@cattco.org) if you have any questions.

**Town Clerk Denise M. Trumpore:** \*

Total transactions for May: 131

Total Collected: \$ 2,227.00

Towns Portion: \$ **696.13**

\*I ask for a resolution to accept the minutes from May 23<sup>rd</sup>.

## **RESOLUTION # 55 Audit of Claims**

On a motion of Councilperson Girome

Seconded by Councilperson Tomaszewski

The following was

ADOPTED AYES – 5 Girome, Tomaszewski, Howard, Dingman, Walgus

NAYS – 0

**RESOLVED** that the bills contained on abstract #6 for General and Highway have been reviewed by the Town Board and are authorized for payment in the following amounts:

**Abstract 6 – General vouchers # 96 to # 110 Total = \$ 1,735.62**

**Abstract 6 – Highway vouchers # 38 to # 41 Total = \$ 2,616.67**

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**RESOLUTION #56 Approval of Minutes**

On a motion of Councilperson Howard

Seconded by Councilperson Dingman

ADOPTED AYES – 5 Howard, Dingman, Girome, Tomaszewski, Walgus

NAYS - 0

**RESOLVED to approve the minutes from May 23, 2019.**

**RESOLUTION #57 Supervisors report**

On a motion of Councilperson Tomaszewski

Seconded by Councilperson Girome

ADOPTED AYES – 5 Tomaszewski, Girome, Howard, Dingman, Walgus

NAYS - 0

**RESOLVED to accept the Supervisor report for May 2019.**

**RESOLUTION #58 Financial Report**

On a motion of Councilperson Dingman

Seconded by Councilperson Howard

ADOPTED AYES – 5 Dingman, Howard, Girome, Tomaszewski

NAYS - 0

**RESOLVED to accept the financial report for May 2019.**

**RESOLUTION #59 Budget modification**

On a motion of Councilperson Tomaszewski

Seconded by Councilperson Girome

ADOPTED AYES – Tomaszewski, Girome, Howard, Dingman, Walgus

NAYS – 0

**RESOLVED to make the following budget transfer due to the excess from 2019 warrant for a court case: \$1,021 from A1990.4 – Contingent to A1930.4 – Judgements & Claims - Contractual.**

**RESOLUTION #60 Comprehensive/Master Plan 2030**

On a motion of Councilperson Girome

Seconded by Councilperson Howard

ADOPTED AYES – 5 Girome, Howard, Tomaszewski, Dingman, Walgus

NAYS – 0

**RESOLVED to accept the Comprehensive/Master Plan 2030.**

**RESOLUTION #61 Zoning Ordinances**

On a motion of Councilperson Girome

Seconded by Councilperson Howard

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ADOPTED AYES – 5 Girome, Howard, Tomaszewski, Dingman, Walgus  
NAYS – 0

**RESOLVED to send the updated Zoning Ordinances to the Cattaraugus County Planning Board.**

**RESOLUTION #62 Charter Communications**

On a motion of Councilperson Howard

Seconded by Councilperson Dingman

ADOPTED AYES – 5 Howard, Dingman, Girome, Tomaszewski, Walgus  
NAYS – 0

**RESOLVED to accept the contract with Charter Communications.**

**RESOLUTION #63 Budget Workshop**

On a motion of Councilperson Tomaszewski

Seconded by Councilperson Dingman

ADOPTED AYES – 5 Tomaszewski, Dingman, Girome, Howard, Walgus  
NAYS – 0

**RESOLVED to have a budget workshop on July 11<sup>th</sup> at 6:00pm.**

Hearing no objection, I now close the public hearings for comment.

Meeting adjourned at 8:20 pm.

Respectfully submitted,  
Denise M. Trumpore

Town Clerk

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