

**TOWN OF CHARLOTTE
COUNTY OF CHAUTAUQUA
STATE OF NEW YORK**

The Town Board, Town of Charlotte held a regular meeting on Wednesday, July 11th, 2018 at 7:00 pm in the David Vern Luce Community Building. Allen Chase, Supervisor presiding. Board members present were: Henry Harper Jr. Darren Carlstrom, Mark Abbey and Kenneth Smith. Others present were: Jeffrey Crossley, Town Justice, Mark LeBaron, Highway Superintendent, Doug Walker, Sandy Sayyeau, GHD Consultant, Joni Riggle, Ken Bochmann and Susan L. Peacock, Town Clerk. The meeting was called to order; Prayer was offered by Mark Abbey followed by the Pledge of Allegiance.

Each board member had been given a copy of the minutes of the June 13th, 2018 board meeting. Henry Harper Jr. asked to add his comments made at the last meeting regarding the ethics of Mark Abbey's vote on the motion and roll call vote to accept the Collective Bargaining Agreement between The Town of Charlotte and The Town of Charlotte Highway Workers, as his Father is a Town of Charlotte Highway Worker. The matter was immediately addressed by Mathea Ross, Town Attorney. She replied that this is a collective bargaining agreement, and not a "one-on-one" contract. Under the law and cases based on the law, the fact the contract covers multiple employees for whom the contract was collectively bargained (and not just 1 employee) results in a family member on the Board not having a prohibited conflict of interest if they vote on the CBA. Secondly, Mark Abbey and his Father do not reside in the same residence and do not have any financial relationship. Therefore, Mark Abbey does not have a financial interest or benefit which would result from his Father's employment, and therefore no "benefit" which would lead to a prohibited conflict of interest. Thus there is no ethical conflict. A motion was made by Henry Harper Jr., seconded by Darren Carlstrom and carried to accept the minutes as corrected.

A motion was made by Darren Carlstrom. seconded by Kenneth Smith and carried to draw warrants on the proper funds in payment of Highway Claims No. 84 to No. 95 in the amount of \$13,845.56 which have been duly audited and to draw warrants on the proper funds in payment of General Fund Claims No.148 to No. 167 in the amount of \$4281.27, which have been duly audited.

The Town of Charlotte received 2 sealed bids in regard to a new roof that is needed on 1/2 of our highway building located in Charlotte Center NY. These bids were read aloud on Friday, July 6, 2018 by the Town Clerk in the Town Clerk's Office, 8 Lester St., Sinclairville.

They were as follows:

GREAT LAKES COMMERCIAL ROOFING LLC

METAL ROOF: \$46,805

SHILGLED ROOF: \$54,845

JAMESTOWN ROOFING, INC.

METAL ROOF: \$56,000

SHINGLED ROOF: \$49,000

A motion was made by Darren Carlstrom, seconded by Kenneth Smith and carried to table the roofing project at this time and not award the contract.

A motion was made by Darren Carlstrom, seconded by Mark Abbey and carried to name Hae Jude Signs in Silver Creek, NY as the official store for the Town Highway Workers to use their \$100 clothing allowance for custom printed clothing.

A motion was made by Darren Carlstrom, seconded by Kenneth Smith and carried to accept the Financial Report prepared for the Town of Charlotte by Bahgat Laurito & Bahgat,

A motion was made by Kenneth Smith, seconded by Henry Harper Jr., and carried to continue our contract with Lifetime Benefit Solutions, Inc. for 5 years of service regarding the health insurance portion benefits at the cost of \$300.

A motion was made by Mark Abbey, seconded by Kenneth Smith. and carried to accept the bid for the Gradeall from Tietsworth online auction for a price of \$9,700.

Discussion was heard on the following:

1. **Clerk Report:** JUNE 2018 Revenue Collected: \$875.00
Hours scheduled/Hours worked: 41/48.5 (+7.5 hours)
Scheduled going live with the Electronic Death Registration System August 23, 2018. Due to training the Clerk's Office will be closed Monday, July 23rd, 2018.
2. **Justice Report:** for June had 24 new cases and 21 closed, for the year = 203 open cases and 223 closed cases. Necessary training certificate was filed with the Town Clerk.

3. **Written Assessors Report.**

Town of Charlotte

Assessors Report

July 2018

The Final Roll was filed July 1, 2018 with the County and the State of NY. Also, the appropriate legal notice was posted in the Post Journal.

In addition, a link to the 2018 final roll is required by the State to be on our website and this will be completed upon receipt of the link from the County.

Assessors' reports required by the State of NY have been filed with the Office of Real Property Services in Albany.

With the 2018 roll filed I have updated the RPS software program to create the 2019 file and we are beginning work on next year's assessment roll.

Thank you.

4. **Written Building/Zoning Report.**

**CODE ENFORCEMENT OFFICER
MONTHLY REPORT
JUNE 2018**

To Members of the Town Board, below is a summary of activity since the previous Board Meeting on June 18, 2018:

	THIS MONTH	YEAR TO DATE
Building Permits Issued (see attached report):	8	18
Building Permit Fees Collected:	\$225	\$3,758
Building Inspections Performed:	15	29
Certificates of Occupancy:	0	0
Certificates of Compliance:	3	3
Phone Calls/Personal Contact/Email:	53	89
Complaints/Violations/Actions Taken:	6	19

Respectfully Submitted,



Alan Gustafson
Code Enforcement Officer

5. **Highway Report:** Starting round 2 of oil & stone with county shared service. Highway Employee position was posted in the Post Journal. New hire Brittyn LeBaron for summer mowing position. The thumb is successfully welded to the excavator. Received proposal from Active Fence Company, Inc. for dugouts in the amount of \$2200. A canopy would then need to be purchased from Jamestown Awning. This canopy would be taken down, treated and stored for the winter months. Highway Superintendent Mark LeBaron will produce a quote for the canopy at the next meeting, as well as other fencing quotes. A proposal was also received from Active Fence Company, Inc. to replace the top rail on the basketball court & retie the fence \$650.00. Kings Heating has looked at the venting issue and is working on a solution.

6. **Written DCO Report:** June-July: 10 calls received, 11 appearance tickets were issued.

7. **Update on Wind Farm:** Geotech has finished with the Town of Charlotte's surveying and is still working on Cherry Creek. Waiting to hear back from Seth Myers.

8. Town Supervisor, Allen Chase, is looking into beginning the process for closing 2 additional cemeteries in the Town. More research is needed to confirm if these are Town or private cemeteries.

9. Alan Gustafson to be briefed on the Monolith Solar Farm and the pending violations to the original agreement between the Zoning Board and Monolith.

10. Ken Bochmann asked if documents he sent to the board and Town Supervisor were received and discussed. Supervisor Chase responded that they had been received and the subject was discussed and voted on at a prior meeting earlier this year and the subject was closed. After which Mr. Bochmann immediately exited the meeting.

11. Discussion regarding the Wind Farm by Sandy Sayyeau, GHD Consultant and Town residents was heard.

A motion to adjourn was made by Darren Carlstrom seconded by Henry Harper Jr. and carried.

The next meeting will be held on Wednesday, August 8th, 2018 at 7:00 pm in the David Vern Luce Community Building.

Respectfully submitted

Susan L. Peacock

Town Clerk