

REGULAR MEETING
JUNE 8, 2010

A Regular Meeting of the Town Board of the Town of Somerset, County of Niagara and the State of New York was held at the Town Hall, 8700 Haight Road, Barker, New York on the 8th day of June 2010.

Present: Richard J. Meyers ----- Supervisor
Randall J. Wayner ----- Councilman
Daniel E. Engert ----- Councilman
Gary R. Alt ----- Councilman
Robin R. Jansen ----- Councilman
Rebecca A. Connolly ----- Clerk
Kenneth J. Bigelow ----- Supt. of Highways
Melvin H. Denny ----- Supt. Water/Sewer/Grounds
Arthur Herdzik ----- Counsel
Randy Roeseler ----- Engineer

Attended by: Approximately 11 residents and 8 BCS students

Supervisor Meyers called the meeting to order at 7:00PM with the Pledge to the Flag.

RESOLUTION 99-2010

APPROVAL OF MINUTES

On a motion of Councilman Wayner, seconded by Councilman Engert, the following resolution was

ADOPTED Ayes 5 Meyers, Wayner, Engert, Alt, Jansen
Nays 0

Resolved the minutes of the previous meeting are approved as submitted.

RESOLUTION 100-2010

APPROVAL OF SUPERVISOR'S MONTHLY REPORT

On a motion of Councilman Alt, seconded by Councilman Wayner, the following resolution was

ADOPTED Ayes 5 Meyers, Wayner, Engert, Alt, Jansen
Nays 0

Resolved the Supervisor's Monthly report be accepted as submitted.

MONTHLY REPORTS RECEIVED AND FILED:

Code Enforcement Officer's Report
Police Report
Dog Control Officer Report

ATTORNEY REPORT

Attorney Herdzik reported the following:

1. Submitted report from Attorney Conidi regarding matters of the Planning and Zoning Board.
2. Stated that he prepared a draft local law for Flood Damage Prevention and the issue that was left unresolved was the application fee. He stated that he received word that the application fee was to be set at \$50.00 so he made the changes to the draft local law and will be reflected as Section 104—12B.
3. He stated there is a proposed change to the subdivision law in Section 171-1 (7)J changing the wording from “may” to “will”.

COMMUNICATIONS:

Clerk Connolly read a letter from Cynthia Burgess of 9513 Somerset Drive thanking the Town Board and Code Enforcement Officer Hildebrant for the clean up of the property at 9517 Somerset Drive.

Clerk Connolly submitted two letters from James Hoffman regarding the following:

1. Letter from the Committee on Open Government to James Hoffman regarding the 2010 AES PILOT hearing stating that “it appears unreasonable to conduct a hearing without adequate public disclosure to the public prior to the hearing.”
2. FOIL Relating to Application for Wind Turbines at the Somerset Town Park and the chronological events relating to the release of the information.

Clerk Connolly submitted a letter from NYSDEC Senior Forester Patrick Marren, that included the “Forest Stewardship Report” for the Somerset Town Park woods.

Clerk Connolly reported that a communication was received from the Town of Newfane regarding lead agency for the Flood Damage Prevention Law for the Town of Newfane.

RESOLUTION 101-2010

ACQUISITION RIGHTS FOR RAILROAD PROPERTY

Clerk Connolly read a letter from Michael Younsi of the NYS Dept. of Transportation stating that the town has the right to acquire for public purposes, abandoned railroad transportation property. The letter stated that a formal request for the release of preferential rights has been submitted for the property identified in the Village of Barker and asked if the Town had any interest in acquiring the property.

Clerk Connolly explained that a parcel that was formerly Calkins Lumber Co. in the Village of Barker that backs up to the abandoned rail line has been purchased. She stated that this is a procedure that must be followed in order for the new owner to take possession of the property.

On a motion of Councilman Engert, seconded by Councilman Jansen, the following resolution was

ADOPTED Ayes 5 Meyers, Wayner, Engert, Alt, Jansen
Nays 0

Resolved a letter be sent to NYSDOT that the Town of Somerset has no interest in acquiring the railroad property or obstruction to the purchase of the property located at 8700 Church Street, Barker.

LOWER LAKE ROAD BRIDGE

Michael Leydecker presented an update on the construction of the Lower Lake Road Bridge. He stated the design phase has been completed, with all permits being received. He stated the paperwork is in the process of being completed for the authorization to advertise and explained the obligation of the construction funding is federal monies and is not dependent on the State Budget. He stated that he hopes to advertise for bids in August and hopefully be moving the project forward this Fall. He explained that from the beginning of the construction to completion time is anticipated to be 6 months.

UTILITY BILL ANALYSIS

Councilman Engert stated that he has spoken with John Ludtka and that they have selected a contractor, Direct Energy. He stated they were still negotiating the rates and a contract will be pending and hope to be signed up for the July cycle. He stated the proposed contract has been forwarded to the Attorney.

Attorney Herdzik stated that he reviewed the document and is awaiting the rates.

RESOLUTION 102-2010

FLOOD DAMAGE PREVENTION LAW DECLARATION OF LEAD AGENCY

On a motion of Councilman Engert, seconded by Councilman Alt, the following resolution was

ADOPTED Ayes 5 Meyers, Wayner, Engert, Alt, Jansen
Nays 0

Resolved the following resolution is adopted:

WHEREAS, the Town of Somerset has prepared a draft Local Law for Flood Damage Prevention, intended to reduce flood risk and protect the local environment, and

WHEREAS, in accordance with Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act - SEQRA) of the Environmental Conservation Law, the Somerset Town Board would like to begin the environmental review process of this Comprehensive Plan by requesting Lead Agency status.

NOW, THEREFORE BE IT RESOLVED, that the Town of Somerset Town Board requests designation as the SEQR Lead Agency, in accordance with the regulations, for the purposes of conducting a Coordinated Review of this action; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the initiation of the SEQR Coordinated Review Process and the sending of required Lead Agency mailings to involved and interested agencies, along with issuance of the appropriate notices; and

BE IT FINALLY RESOLVED, that in accordance with Section 239-m. of the General Municipal Law, that the Town Board further authorizes that a copy of the draft Local Law for Flood Damage Prevention and the required referral notice be sent to Niagara County Planning Board for review and comments.

RESOLUTION 103-2010

PROPOSED LOCAL LAW 2-2010 – FLOOD DAMAGE PREVENTION

On the introduction of Councilman Engert, seconded by Councilman Wayner, the following resolution was

ADOPTED Ayes 5 Meyers, Wayner, Engert, Alt, Jansen
Nays 0

Resolved that a public hearing will be held on July 13, 2010 at 7:00PM to hear and consider comments on proposed Local Law 2-2010 amending the Code of the Town of Somerset Chapter 107 - Flood Damage Prevention by repealing current Chapter 107 and replacing with new Chapter 107.

RESOLUTION 104-2010

PROPOSED LOCAL LAW 3-2010 – SUBDIVISION REGULATIONS

On the introduction of Councilman Engert, seconded by Councilman Jansen, the following resolution was

ADOPTED Ayes 5 Meyers, Wayner, Engert, Alt, Jansen
Nays 0

Resolved that a public hearing will be held on July 13, 2010 immediately following the hearing on proposed Local Law 2-2010 to hear and consider comments on proposed Local Law 3-2010 amending the Code of the Town of Somerset Chapter 171 – Subdivision of Land by repealing current Chapter 171 and replacing with new Chapter 171.

RESOLUTION 105-2010

TRAVEL POLICY/CREDIT CARD POLICY

Councilman Engert stated that the policies have been reviewed and all comments were taken into consideration. He stated that this will put into place written procedures regarding reimbursement expenses and the use of the Town credit cards.

Councilman Wayner stated that these issues came up during the deliberations of the Somerset Government Efficiency Committee. He stated these policies are being put into place to institute a policy where one does not exist or to augment current policies. He stated that this is no reflection on past performance and without having written policies could cause problems in the future.

On a motion of Councilman Engert, seconded by Councilman Wayner, the following resolution was

ADOPTED Ayes 5 Meyers, Wayner, Engert, Alt, Jansen
Nays 0

Resolved the following travel and credit card policies are adopted:

TRAVEL AND EXPENSE REIMBURSEMENT POLICY

Purpose

The Town of Somerset Town Board recognizes that board members, officers, and employees (herein referred to as Personnel) of the Town of Somerset may be required to travel or incur other expenses from time to time to conduct town business and to further the mission of the Town. The purpose of this Policy is to ensure that (a) adequate cost controls are in place, (b) travel and other expenditures are appropriate, and (c) to provide a uniform and consistent approach for the timely reimbursement of authorized expenses incurred by Personnel. It is the policy of the Town of Somerset (herein referred to as Town) to reimburse only reasonable and necessary expenses actually incurred by Personnel. All requests for reimbursement, as well as associated documentation shall be submitted to the Town Clerk then to the Town Supervisor.

When incurring business expenses, the Town expects Personnel to:

- Exercise discretion and good business judgment with respect to those expenses.
- Be cost conscious and spend town funds as carefully and judiciously as the individual would spend his or her own funds.
- Report expenses, supported by required documentation, as they were actually spent.

Expense Report

Expenses will not be reimbursed unless the individual requesting reimbursement submits a written Voucher (expense report). The Voucher, which shall be submitted at least monthly or within two weeks of the completion of travel if travel expense reimbursement is requested must include:

- The individual's name.

- If reimbursement for travel is requested, the date, origin, destination and purpose of the trip, including a description of each organization-related activity during the trip.
- The name and affiliation of all people for whom expenses are claimed [i.e., people on whom money is spent)(e.g., meals)] in order to conduct Town business.
- An itemized list of all expenses for which reimbursement is requested.
- Voucher must be received by Town Clerk by Thursday prior to the Town Board Meeting for processing.

Receipts

Receipts are required for all expenditures billed directly to the Town such as registration, airfare, ground transportation, meals and hotel charges. No expense will be reimbursed to Personnel unless the individual requesting reimbursement submits with the Expense Report written receipts from each vendor showing the vendor's name, a description of the services provided (if not otherwise obvious), the date, and the total expenses, including tips (if applicable). A credit card receipt or statement may be used to document the vendor and date of an expense, provided other required details of the expenditure are fully documented.

Organization Credit Cards

If a corporate credit card is issued to personnel for travel (and other) organization-related expenses, the requirements for regular expense reports, explaining charges as described above under "Expenses Reports" must still be met, and charges may not be made for "Non-Reimbursable Expenditures" as described below. Failure to meet the Expense Report requirements, or making of inappropriate charges will result in loss of the credit card. See also Credit Card Policy.

General Travel Requirements

Necessity of Travel. In determining the reasonableness and necessity of travel expenses, Personnel and the person authorizing the travel shall consider the ways in which the Town will benefit from the travel and weigh those benefits against the anticipated costs of the travel. The same considerations shall be taken into account in deciding whether the benefits to the Town outweigh the costs, less expensive alternatives, such as participation by telephone or video conferencing, or the availability

of local programs or training opportunities, or carpooling shall be considered and required in some circumstances.

Personal and Spousal Travel Expenses. With advance approval from the Town Supervisor or designee, individuals traveling on behalf of the Town may incorporate personal travel or business with their business-related trips; however, Personnel shall not arrange town business travel at a time that is less advantageous to the Town or involving greater expenses to the Town in order to accommodate personal travel plans.

Any additional expenses incurred as a result of personal travel, including but not limited to extra hotel nights, additional stopovers, meals or transportation, are the sole responsibility of the individual and will not be reimbursed by the Town. Expenses associated with travel of an individual's spouse, family or friends will not be reimbursed by the Town.

Air Travel

General. Air travel reservations should be made as far in advance as possible in order to take advantage of reduced fares. Travelers are expected to use the lowest logistical published airfare and based on the following factors:

1. Whenever possible direct routes should be avoided due to high cost.
2. Route requires no more than one stop and the stop is not longer than two hours in duration.
3. Air transportation is limited to coach or tourist class. First class and business class upgrades will not be reimbursed.

Frequent Flyer Miles and Compensation for Denied Boarding. Personnel traveling on behalf of the Town may accept and retain frequent flyer miles and compensation for involuntary denied boarding for their personal use. Individuals may not deliberately patronize a single airline to accumulate frequent flyer miles if less expensive comparable tickets are available on another airline.

When air transportation is approved, a ground transportation allowance is provided for taxi or van service, and parking of personal vehicles at transportation terminals.

In addition, when submitting travel expense documentation, the air transportation itinerary document is to be attached to the expense form.

Lodging

Personnel traveling on behalf of the Town may be reimbursed at the single room rate for the reasonable cost of hotel accommodations. Convenience, the cost of staying in the city in which the hotel is located, and proximity to other venues on the individual's itinerary shall be considered in determining reasonableness. Personnel shall make use of all available government, corporate and discount rates for hotels.

Receipts are required for lodging reimbursement requests.

Out-Of-Town Meals

Personnel traveling on behalf of the Town are reimbursed at the following rates when they actually incur the cost of a meal. They will not be reimbursed for meals paid for or provided by others.

Breakfast: \$ 8.00 (if required to leave home before 6 am)

Lunch: \$ 12.00 (if away from 8 am and unable to return before 2 pm)

Dinner: \$ 22.00 (if away from 8 am and unable to return before 7 pm)

Day Rate \$ 42.00 (flat rate provided if away for entire day (8am – 6pm) out of town)

Exceptions to the above limits may be made where available meal options require higher expenditures, such as New York City annual conference. Exceptions will require a receipt, and must be approved by the Supervisor or his designee of the Town. Receipts are required for meal allowances.

Ground Transportation

Employees are expected to use the most economical ground transportation appropriate under the circumstances and should generally use the following, in this order of desirability:

Courtesy Cars. Many hotels have courtesy cars, which will take you to and from the airport at no charge. Employees should take advantage of this free service whenever possible. Another alternative may be a shuttle or bus.

Taxis. When courtesy cars and airport shuttles are not available, a taxi is often the next most economical and convenient form of transportation when the trip is for a limited time and minimal mileage is involved.

Receipts are required for all transportation reimbursement requests.

Personal Cars

Personnel are compensated for use of their personal cars when used for Town business. When individuals use their personal car for such travel, including travel to and from the airport, mileage will be allowed at the currently approved IRS rate per mile.

In the case of individuals using their personal cars to take a trip that would normally be made by air, mileage will be allowed at the currently approved rate; however, the total mileage reimbursement will not exceed the sum of the lowest available round trip coach airfare.

Personnel must submit a Statement of Mileage Expenses form for all mileage reimbursement requests. Forms must contain the date of transportation, time of departure, time of return, specific destination and purpose (if travelling to multiple destinations during one trip all must be listed with a purpose), beginning and ending odometer readings, total miles travelled, meal expense (see also requirements per this policy), tolls or parking expenses, and the initials of a witness verifying attendance for the purpose of trip. If the destination/purpose is to attend a meeting/training/function that maintains an attendance record, issues a certificate of completion or otherwise takes minutes, it is not necessary to obtain a witness signature/initial. If there is no person who can verify the attendance or for any other reason where it may not be practical to verify the attendance to a particular destination, a detailed explanation must accompany the Statement of Mileage Expenses Form. Whenever possible, appointments should be made to avoid unnecessary travel for Town business.

Parking/Tolls

Parking and toll expenses, including charges for hotel parking, incurred by Personnel traveling on Town business will be reimbursed. The costs of parking tickets, fines, car washes, valet service, etc., are the responsibility of the employee and will not be reimbursed.

On-airport parking is permitted for short business trips. For extended trips, Personnel should use off-airport facilities.

Receipts are required for parking/tolls.

Other Expenses

Reasonable town related internet access, telephone and fax charges due to absence of Personnel from the individual's place of business are reimbursable. In addition, reasonable and necessary gratuities that are not covered under meals may be reimbursed.

Receipts are required for other expenses.

Non-reimbursable Expenditures

The Town maintains a strict policy that expenses in any category that could be perceived as lavish or excessive will not be reimbursed, as such expenses are inappropriate for reimbursement by a municipality. Expenses that are not reimbursable include, but are not limited to:

- Travel insurance
- First class tickets or upgrades
- When lodging accommodations have been arranged by the Town and the individual elects to stay elsewhere, reimbursement is made at the amount no higher than the rate negotiated by the Town. Reimbursement shall not be made for transportation between the alternate lodging and the meeting site.
- Limousine travel
- Movies, liquor, or bar costs
- Membership dues at any country club, private club, athletic club, golf club, tennis club or similar recreational or travel specific organization such as airport clubs
- Participation in or attendance at golf or tennis tournaments, NASCAR races or other sporting events
- Purchase of golf clubs or any other sporting equipment
- Spa or exercise charges
- Clothing purchases
- Valet service

- Car washes
- Toiletry articles
- Expenses for spouses, friends, or relatives. If a spouse, friend or relative accompanies Personnel on a trip, it is the responsibility of the Personnel to determine any added cost for double occupancy and related expenses and to make the appropriate adjustment in the reimbursement request.

CREDIT CARD POLICY

The Town Board of the Town of Somerset hereby establishes the Town of Somerset Credit Card policy under the following terms and conditions:

1. The Town of Somerset hereby authorizes its Supervisor to enter into contracts with banking institutions or credit card companies for the issuance of credit cards to be held in the name of designated persons as authorized by the Town of Somerset for use by such designated persons is here and below set forth for the purchase of low cost purchase items, making travel arrangements and for small maintenance repair and operating expenses.
2. The Supervisor of the Town of Somerset shall have the control of any and all credit cards and shall be entitled to use these cards.
3. The Supervisor of the Town of Somerset shall personally authorize the use of credit cards for small item purchases, maintenance repair operating expenses and travel related expenses as well as other purchases authorized by this Board to town officials and employees he approves.
4. The following authorized credit card purchases may be made by approved town officials/employees:
 - * office supplies and forms;
 - * books and subscriptions;
 - * computer supplies;
 - * hardware tools;
 - * spare parts;
 - * maintenance repair and operating expenses;
 - * material expenses;
 - * travel, travel reimbursement and meal/lodging expenses;

- * any other expenses authorized by the Supervisor of the Town of Somerset not exceeding \$1000 in value.
5. The following are unauthorized credit card purchases:
- * any single transaction exceeding \$1000 in value;
 - * purchases of items for personal use, including but not limited to alcohol and tobacco products, rentals (other than for short term autos), loans, cash advances;
 - * credit cards are not to be used for any product, service or with any merchant considered to be inappropriate for town funds;
 - * Weapons of any kind, or explosives;
 - * Entertainment and recreation.
6. The Town Supervisor is the budget officer for the Town of Somerset. All credit cards will be kept under the direct supervision of the Town Supervisor and retained in a locked safe by the Town Clerk. Credit cards will only be made available to the officials/employees deemed appropriate by the Supervisor and must sign the Credit Card Employee Acknowledgement form. The credit cards are the property of the Town of Somerset.
7. In using the credit card all Town officials/employees shall:
- * retain all receipts for the items purchased and immediately upon purchase provide the same to the clerk to the Supervisor;
 - * Insure that all transactions are legitimate purchases made on behalf of the Town of Somerset;
 - * Employees incurring expenses through use of a credit card are responsible for submitting to the Supervisor claims and adequate supporting documentation for which the expenses were incurred in accordance with Town policy;
 - * The card holder must ensure the following authorization/documentation is completed each time a credit card is used:
 - a. When used in-store, the cardholder must sign and retain the store receipt;

- b. When used over the internet, the card holder must print off, sign and retain a copy of the electronic receipt. When using the credit card for internet purchases, the card holder should ensure that the site utilized industry recognized encryption transmission protocols and tools;
 - c. When used over the phone, the card holder must enter the date, receipt number provided on the Credit Card Expenditure form;
 - d. All credit card receipts (and credit notes) bearing the signature of the card holder, or the internet electronic receipt with sign off, must be attached to the duly completed Credit Card Expenditure Form.
8. Any illegal or unauthorized expenses or improper use of credit cards will require payment by the employee incurring the expense.
9. Except as herein provided, purchases, payments travel and other actual and necessary expenses for which the credit card is used shall be incurred in accordance with, and shall be subject to, all laws, rules, and regulations applicable to municipal charges incurred by the Town of Somerset, its officers and employees.
 - a. All required paperwork/documentation shall be submitted to the Town Clerk for processing and preparation of the audit of claims. Upon processing, such paperwork as required shall be turned over to the Clerk to the Town Supervisor for authorization.
10. If the clerk to the town supervisor/budget officer determines that all charges are appropriate as submitted, the credit card statement shall be processed for payment in a timely fashion so as to avoid any finance charges. If clerk to the Town Supervisor/Budget Officer shall determine that there are illegal unauthorized charges, he/she shall immediately notify the Town Supervisor who shall investigate and fully address the situation.
11. Employees using town credit cards shall sufficiently document the purchases with supporting receipts and a detailed composition of all charges, noting the official or employee who incurred said charges.
12. Any lost or stolen credit card shall be reported immediately to the Town Supervisor.
13. For any orders placed by phone, fax, mail or e-mail, a receipt must be requested detailing the merchandise purchased, price, freight, and shipping etc. and must be included with the goods mailed or shipped.

14. The Supervisor of the Town of Somerset is hereby authorized and directed to take such incidental action as may be necessary to carry out the terms of this policy including execution of any agreements or extension agreements where continuing agreements with bank credit card issuer may be necessary provide the same on a form approved by the town attorney.

RESOLUTION 106-2010

HISTORY BOOK WRITTEN BY HISTORIAN LORRAINE WAYNER

Historian Lorraine Wayner stated that the last history for the Town of Somerset was published in 1972 so she decided to write a book. She stated the small book that she started out to write has now evolved into over 260 pages that include 8 chapters of the history of the Town since 1823. She stated that she asked Krista Beth Feltz to do the graphics. She stated the previous bids that were acquired for the book are 2 years old and were quoted for a book of 100 pages. She stated that there is \$3,700 encumbered for the book and presented a procurement form with 3 vendors as follows:

<u>Name and Address of Vendor</u>	<u>Price for 1000 copies</u>
Summit Print & Mail LLC 6042 Old Beattie Road, Lockport, NY 14094	\$ 9,900.10
Service Office Supply 100 John Glenn Drive, Amherst, NY 14228	\$ 6,895.00
JB Associates P.O. Box 203, Newfane, NY 14108	\$ 6,035.68

Krista Beth Feltz stated that the first chapter was submitted to the vendors for a quote and for them to submit an example of the finished product. She presented the examples to the Board for their review of the ink, print and quality of the product. Ms. Feltz noted that all vendors received the same specifications with the lowest quotation not being submitted on the proper paper.

Discussion ensued regarding the quantity to purchase, quality of the product, the cost of reprinting the book and the price to set for the sale of the book.

On a motion of Councilman Wayner, seconded by Councilman Alt, the following resolution was

ADOPTED Ayes 5 Meyers, Wayner, Engert, Alt, Jansen
Nays 0

Resolved that due to the clarity of the pictures and the overall quality of the product, Historian Lorraine Wayner is authorized to purchase 1000 History Books from Summit Print & Mail, LLC, 6042 Old Beattie Road, Lockport, NY 14094 for \$9,900.10 as per the procurement and further the books be sold for \$10.00 each plus shipping and handling.

RETIREMENT RESOLUTIONS

Supervisor Meyers stated the retirement resolutions are not due until next month.

Discussion ensued how the number of days were determined.

Clerk Connolly explained the process and why the new regulation was enacted by the Comptroller's Office.

Councilman Wayner asked the retirement resolutions be tabled until the next meeting for further information.

OUTGOING COMMUNICATIONS POLICY

Councilman Jansen asked that action on the outgoing communications policy be tabled until next month.

RESOLUTION 107-2010

BUDGET AMENDMENT

On a motion of Councilman Wayner, seconded by Councilman Engert, the following resolution was

ADOPTED Ayes 5 Meyers, Wayner, Engert, Alt, Jansen
Nays 0

Resolved the following budget amendment is approved.

DR		CR	
A1355.1	\$ 5,000.00	A1355.2	\$ 5,000.00
A2680	\$ 6,832.00	A8810.4	\$ 6,832.00

RESOLUTION 108-2010

ASSESSOR'S OFFICE EQUIPMENT

Supervisor Meyers stated that the Assessor has requested to purchase another computer for the Assessor Clerk and purchase new furniture.

Councilman Wayner stated that the request he received from Assessor Glidden states the computer upgrade is \$1,122.58 and the replacement furniture is \$2,435.84.

On a motion of Councilman Alt, seconded by Councilman Jansen, the following resolution was

ADOPTED Ayes 5 Meyers, Wayner, Engert, Alt, Jansen
Nays 0

Resolved the Assessor is authorized to purchase new furniture for \$2,435.84 and a new computer with upgrade for \$1,122.58.

RESOLUTION 109-2010

AUDIT OF CLAIMS

On a motion of Councilman Engert, seconded by Councilman Jansen, the following resolution was

ADOPTED Ayes 5 Meyers, Wayner, Engert, Alt, Jansen
Nays 0

Resolved the bills in the following amounts be paid:

General Fund	No. 221 through No. 260	\$ 40,328.89
Highway Fund	No. 56 through No. 70	\$ 157,926.80
Sewer Fund	No. 56 through No. 66	\$ 42,298.25
Water Fund	No. 60 through No. 64	\$ 3,866.06

TIRE PICKUP

Superintendent Denny reported that there were 2.2 tons less than last year for the tire pickup. He provided the following statistics:

<u>Year</u>	<u>Number of Tons of Tires Picked Up</u>
2010	16.5
2009	18.72
2008	22.06
2007	30.93

PUBLIC COMMENT

Herbert Linderman asked how the wind project is coming along.

Supervisor Meyers reported that he was notified today that the move to the Water Treatment Plant has been approved.

James Hoffman addressed the Board regarding the following:

1. Appreciates that the windmill project was resubmitted and glad that it has been moved.
2. Appreciates that the Forester was here and that his report provides a great deal of information on the woods in the park.
3. Questioned how SEQR is going to be carried out.
Supervisor Meyers stated that a full SEQR will be done with the Project Manager and a public hearing being held.
4. Questioned why the revised application is not available.
Supervisor Meyers stated he gave it to the Town Clerk today and that he can pick it up tomorrow after numbers are redacted.

Herbert Linderman asked if the site plan has been done for the new location.

Supervisor Meyers stated yes and it has been approved.

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Norman Jansen asked what the start date for construction will be.

Supervisor Meyers stated that it has to go out to bid and that a contract needs to be signed with NYSERDA.

Herbert Linderman asked if the estimate is less as the site is clean and there will not be the demolition needed.

Supervisor Meyers stated that the estimate is not less.

James Hoffman stated that the information was not addressed in the RFP.

Supervisor Meyers stated that it is not required.

James Hoffman stated that the questions that he sent to the Supervisor Meyers via email have not been answered.

On a motion of Councilman Wayner, seconded by Councilman Alt, the meeting was adjourned at 8:15PM subject to the Call of the Clerk. Carried unanimously.

Rebecca A. Connolly, MMC
Town Clerk