

AGENDA
TOWN OF SOMERSET TOWN BOARD
DECEMBER 13, 2023

OPEN REGULAR MEETING

PUBLIC HEARING FOR AIRBNB LAW

APPROVAL OF MINUTES OF PREVIOUS MEETING

MONTHLY REPORTS: SUPERVISORS MONTHLY REPORT
POLICE REPORT
CODE ENFORCEMENT REPORTS

ANNUAL REPORTS:

COMMUNICATIONS:

OLD BUSINESS:

NEW BUSINESS: RESOLUTION – AIRBNB LAW
RESOLUTION - REORGANIZATIONAL MEETING JANUARY 3, 2024
RESOLUTION - PREPAY BILLS FOR 2023
RESOLUTION - BUDGET AMENDMENTS FOR 2023
RESOLUTION – YEAR END AUDIT
RESOLUTION - ENCUMBRANCES
RESOLUTION - MS BIKE RIDE AUGUST 2024
RESOLUTION - WENDEL FOR CYBERSECURITY PROPOSAL

APPOINTMENTS: New hire Highway

NEW MEMBERS:

AUDIT OF CLAIMS
PRIVILEGE OF THE FLOOR
ADJOURNMENT

Next Regular Meeting January 3, 2024

LOCAL LAW NO. 2 OF THE YEAR 2023
TOWN OF SOMERSET
COUNTY OF NIAGARA, STATE OF NEW YORK

A local Law Enacting Short-Term Rental Regulations

Be it enacted by the Town Board of the Town of Somerset as follows:

Section 1. Title

This local law shall be known as and may be cited as Local Law No. 2-2023, to amend the Somerset Town Code to add Chapter 155, "Short-Term Rentals" requiring owners to obtain a Short-Term Rental Permit from the Town of Somerset Planning Board to continue or commence operation of a Short-Term Rental.

Section 2. Purpose, Intent and Authority

- A. The Town recognizes that Short-Term Rentals can attract visitors to the Town of Somerset and may also provide an additional source of income to Town residents. The Town also recognizes that Short-Term Rentals can create a threat to the public health, safety and welfare to Town residents. This law is intended to preserve and protect the health, character, safety, and general welfare of the Town and mitigate adverse effects of short-term rentals.

- B. This Chapter shall apply to all that portion of the Town of Somerset outside the Village of Barker.

- C. This Chapter is adopted pursuant to New York Municipal Home Rule Law.

Section 3. Definitions

As used in this Chapter, the following terms shall have the meaning indicated:

Short-Term Rental – Any portion of real property rented for compensation in exchange for lodging for a period of not more than thirty-one (31) consecutive days. For the purpose of this Chapter, the term "Short-Term Rental" shall not include a bed-and-breakfast, hotel, motel, or ongoing month-to-month tenancies.

Section 4. Presumption of Dwelling Unit as Short-Term Rental Property

- A. The presence of the following shall create a presumption that all or a part of the property is being used as a Short-Term Rental:

- a. All or part of the property is offered for lease on a short-term rental website, including but not limited to Airbnb, Home Away and VRBO, for a rental period of less than thirty-one (31) days; and/or
 - b. All or a part of the property is offered for lease for a period of thirty-one (31) days or less through any form of advertising.
- B. The foregoing presumptions may be rebutted by presenting evidence to the Code Enforcement Officer that the premises is not operated as a Short-Term Rental.

Section 5. Permit Required.

- A. Owners shall not use their property as a Short-Term Rental without obtaining a revocable Short-Term Rental permit from the Town of Somerset Planning Board.
- B. A Short-Term Rental Permit shall be valid for one (1) year and must be renewed In April of each calendar year if the premises is to continue to operate as a Short-Term Rental.
 - a. Renewal applications shall be mailed to the property owner or designee in March of each calendar year. Failure to submit a renewal application may result in the revocation of the Short-Term Rental permit pursuant to Section 9(C) of this Chapter.
- C. The Short-Term Rental permit is not transferable to a new owner. The new owner of the premises subject to a Short-Term Rental permit must file a new permit application.
- D. Notwithstanding the foregoing, properties with Short-Term Rental commitments existing on the date this Chapter takes effect shall be permitted to honor such existing commitments and continue to make commitments for Short-Term Rentals, but must apply for a permit within one-hundred eighty (180) days of this Local Law's effective date for all future Short-Term Rental commitments. In the event such application is denied, all commitments shall be cancelled.

Section 6. Short-Term Rental Permit Application Requirements.

- A. Applications for a Short-Term Rental permit may be obtained at the Town of Somerset Town Clerk's Office and submitted to the Code Enforcement Officer, accompanied by payment of a nonrefundable permit fee to be determined from time to time by resolution of the Town Board. The application shall include the following:
 - a. The signatures of all owners or their designated agents.

- b. A statement authorizing the Code Enforcement Officer to inspect the property to ensure compliance with all requirements and standards contained within this chapter.
 - c. A list of each property owner and the name of any manager or management company managing the property, including names, addresses, telephone numbers and email addresses of each.
 - d. The name, address, telephone number and email address of a contact person, who shall be responsible and authorized to act on the owners' behalf to promptly remedy any violation of the standards outlined in this Section. For properties owned by limited liability companies, corporations, and partnerships, the applicant shall provide an address for service of process.
 - e. An accurate suitable floor plan for each level of the dwelling that can be occupied measuring at least 8.5 inches by 11 inches, drawn to scale and certified by the applicant. The floor plan must include the following:
 - i. Location of buildings and required parking.
 - ii. Basement – location of house utilities and all rooms including bedrooms, windows, exits and any heating/cooling units.
 - iii. First floor – all rooms including bedrooms, windows, exits and any heating/cooling units.
 - iv. Second floor – all rooms including bedrooms, windows, exits and any heating/cooling units.
 - v. Attic (if applicable) – all rooms including bedrooms, windows, exits and any heating/cooling units.
 - f. A statement that none of the owners of the subject property have had a Short-Term Rental permit revoked within the previous year for any rental properties owned individually or jointly with other within the Town of Somerset.
- B. All completed short-term rental applications are subject to a Floor Plan Review and Approval by the Town of Somerset Planning Board. Upon approval of the application, the Code Enforcement Officer shall grant a short-term rental permit.

Section 7. Short-Term Rental Standards

All Short-Term Rentals shall meet the following standards:

- A. Property Requirements:

- a. Smoke and Carbon Monoxide Detectors – There shall be one working smoke detector in each sleeping room and one additional smoke detector on each floor. Carbon monoxide detectors shall be installed as required by the New York State Uniform Fire Prevention and Building Code.
 - b. Emergency Evacuation Procedures – Evacuation procedures must be posted in each sleeping room to be followed in the event of a fire or smoke condition or upon activation of a fire or smoke-detecting or other alarm device.
 - c. Fire Extinguishers – There shall be an ABC fire extinguisher on each floor and in the kitchen. Fire extinguishers shall be inspected monthly by the permit holders.
 - d. The house number shall be located both at the road and on the dwelling unit so that the house number is clearly visible from both the road and the driveway.
 - e. Exterior doors shall be operational and all passageways to exterior doors shall be clear and unobstructed.
 - f. Electrical systems shall be inspected by a third party electrical inspector to ensure no visual defects or unsafe conditions prior to initial short-term rental permit application.
 - g. All fireplaces shall comply with all applicable law and regulations.
 - h. The property containing the proposed short-term rental must have a minimum of one (1) off-road parking space for every bedroom shown on the floor plan included with the application.
 - i. The maximum occupancy for each short-term rental unit shall not exceed two (2) people per bedroom shown on the floor plan.
 - j. In the event that the property has a septic system, the maximum occupancy shall be defined by the capabilities of the septic system, but in no event shall overnight occupancy for any dwelling unit that contains a Short-Term Rental permit exceed two (2) people per bedroom.
- B. All applicants and permit holders must provide a “Evidence of Property Insurance” and “Certificate of Liability Insurance” indicating the premises is rated

as a Short-Term Rental property maintain such insurance throughout the term of the Short-Term Rental permit.

- C. Provisions shall be made for weekly garbage removal during rental periods. Garbage containers shall be secured with tight-fitting covers at all times to prevent leakage, spilling or odors, and placed where they are not clearly visible from the road except at pick-up time.
- D. All applicants and permit holders shall have a rental contract, which includes the following policies and statements:
 - a. Maximum property occupancy.
 - b. Maximum on site parking provided.
 - c. Good Neighbor Statement stating:
 - i. That the short-term rental is in a residential area in the Town of Somerset and that renters shall be conscious of the residents in neighboring homes;
 - ii. A statement that guests must comply with the Noise Law of the Town of Somerset.
 - iii. A statement that all fires must be attended.

Section 8. Procedure upon Filing Application.

- A. Short term rental permit applications shall be filed with the Town of Somerset Code Enforcement Officer with all supporting documents and the nonrefundable permit fee. Only completed applications will be accepted by the Code Enforcement Officer.
- B. Upon the Code Enforcement Officer's acceptance of the completed permit application, all documents and information required by this Chapter, and the application fee, the Code Enforcement Office shall conduct a property inspection within thirty (30) days to certify that all short-term rental requirements have been met.
- C. Within thirty (30) days of the Code Enforcement Officer's inspection and certification of the short-term rental application, the Code Enforcement Officer shall refer the application to the Town Planning Board for review.
- D. Upon acceptance of the Short-Term Rental Application by the Town of Somerset Planning Board, the Planning board shall schedule a public hearing within sixty (60) days. Public hearing notices shall be advertised at least five (5) days prior to the hearing date in a newspaper of general circulation in the Town and delivered, via first class mail, to the property owners within five-hundred (500) feet of said property.

- E. Upon completion of the public hearing, the Town of Somerset Planning Board shall approve, with or without conditions, or disapprove the Short-Term rental permit within sixty (60) days. The Planning Board may impose any such reasonable conditions and restrictions as are related to and incidental to the use of the property for short-term rentals.
- F. Upon approval of the Short-Term rental permit by the Town of Somerset Planning Board, the Code Enforcement Officer shall issue the applicant a short-term rental permit. The permit shall include the following information:
 - a. The names, addresses and phone numbers of every person or entity that has an ownership interest in the short-term rental property and of a primary contact person who shall be available during the entire time the short-term rental property is being rented;
 - b. The maximum occupancy and vehicle limits for the short-term rental property;
 - c. Identification of the number of and location of parking spaces available;
 - d. Any conditions imposed by the Planning Board and/or Code Enforcement Officer.

Section 9. Compliance, Hearings and Penalties.

- A. Violations of this Section or of any short-term rental permit issued pursuant to this Chapter shall be subject to enforcement and penalties prescribed in this Chapter.
- B. In the event the Code Enforcement Officer either witnesses or receives a written complaint of an alleged violation of this Section or of any short-term rental permit issued pursuant to this Chapter, the Code Enforcement Officer shall refer such matter to the Planning Board along with a copy of the complaint, if applicable, a written report, if any, pertaining to any investigation and/or inspection conducted relative to the alleged violation and any other facts or documents pertaining thereto. The Planning Board shall schedule a hearing to be held within thirty (30) days and mail, by first class mail to the address(es) provided on the short-term rental application, written notice thereof to the owners and residents of the subject property no less than ten (10) days prior to the date of the hearing. At the conclusion of the hearing, the Planning Board shall determine if the terms of the short-term rental permit or the regulations contained in this Chapter were violated and, if it finds that there was a violation or violations, the Planning Board may take the following actions:

- a. Attach reasonable conditions to the existing short-term rental permit;
 - b. Suspend the short-term rental permit; and/or
 - c. Revoke the short-term rental permit. Should a permit be revoked, none of the owners of the short-term rental unit may obtain any short-term rental permit sooner than one (1) year after the date of revocation.
- C. The Planning Board may suspend or revoke a short-term rental permit by application from the Code Enforcement Officer based upon, among other, any of the following grounds:
- a. Applicant has falsified or failed to provide information in the application for a permit, application for renewal of a permit, registration of property or registration of property owner.
 - b. Applicant violated any provision of this Chapter during the term of the short-term rental permit or conditions of the Short-Term Rental Permit.
 - c. Applicant or any tenant violated any provisions of the Code of the Town of Somerset.
 - d. Applicant or any tenant violated any provision of the Penal Code of the State of New York, which violation occurred on, or pursuant to the occupancy of the short-term rental unit.
 - e. Any conduct on the premises, which is unreasonable under the circumstances and which disturbs the health, safety, peace or comfort of the neighborhood or which otherwise creates a public nuisance.

Section 10. Violations; penalties for Offenses.

- A. The Code Enforcement Officer is authorized to issue appearance tickets for any violations of this Chapter.
- B. Any person who violates any provisions of this Chapter, or any term or condition of the Short-Term Rental Permit, shall be guilty of a violation punishable by a fine not exceeding \$250.00, or imprisonment for a period not to exceed fifteen (15) days, or both. Every such person shall be deemed guilty of a separate offense for each week such violation shall continue.

Section 11. Effective Date.

This local law shall take effect immediately upon filing with the Secretary of the State of New York.

TOWN BOARD REGULAR MEETING
November 8, 2023

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 November 2023.

Present: Jeffrey M. Dewart----- Supervisor
 Robin R. Jansen ----- Councilwoman
 Jon Hotaling ----- Councilman
 Gail Damon ----- Councilwoman
 Fred Leuer ----- Councilman
 Tracy L. Carmer----- Town Clerk
 Michael M. Flint ----- Supt. of Highways
 Jesse J. Green ----- Supt of Water/Sewer/Grounds
 Mindy Austin ----- Confidential Asst. to the Supervisor
 David Haylett ----- Attorney

Absent: Brian Sibiga ----- Engineer

Audience: 13 residents and a reporter

Supervisor Dewart called the meeting to order at 6:00PM with the pledge to the flag and a prayer for guidance.

OPEN HEARING ON OVERRIDING THE TAX CAP at 6:01PM

Clerk Carmer read the notice of public hearing for Local Law #1-2023 Override Tax Cap. Notice of said hearing was sent to the Union Sun & Journal and posted on the town website on October 13, 2023.

RESOLUTION 109-2023

CLOSE HEARING TO OVERRIDE THE TAX CAP

On a motion of Councilwoman Damon, seconded by Councilwoman Jansen, the following resolution was

ADOPTED: Ayes 5 Dewart, Jansen, Hotaling, Damon, Leuer
 Nays 0

With no persons desiring to be heard, the hearing closed at 6:02PM.

OPEN HEARING ON 2024 TOWN BUDGET AND FIRE DEPARTMENT at 6:03PM

Clerk Carmer read the notice of public hearing for the Town Budget and the Fire Department Budget. Notice of said hearing was sent to the Union Sun & Journal and posted on the town website on October 26, 2023.

Supervisor Dewart advised of the changes that were decided upon since the Preliminary Budget was adopted. The changes are due to an increase in our uniform contract, and the Senior Citizens adding meetings for the month of February.

TOWN BOARD MEETING
NOVEMBER 8, 2023 PAGE 2

Jim Hoffman asked how this budget compares to last year.
Supervisor Dewart reviewed the rates from the 2023 budget.

RESOLUTION 110-2023

CLOSE 2024 TOWN AND FIRE DEPARTMENT BUDGET HEARING

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

ADOPTED: Ayes 5 Dewart, Jansen, Hotaling, Damon, Leuer
 Nays 0

With no other persons desiring to be heard, the hearing closed at 6:10PM.

RESOLUTION 111-2023

APPROVAL OF THE MINUTES

On a motion of Councilwoman Jansen, seconded by Councilwoman Damon, the following resolution was

ADOPTED: Ayes 5 Dewart, Jansen, Hotaling, Damon, Leuer
 Nays 0

Resolved the minutes of the previous meetings on October 11, 2023 and October 25, 2023 are accepted as submitted.

RESOLUTION 112-2023

APPROVAL OF SUPERVISOR'S REPORT

On a motion of Councilman Hotaling, seconded by Councilwoman Damon, the following resolution was

ADOPTED: Ayes 5 Dewart, Jansen, Hotaling, Damon, Leuer
 Nays 0

Resolved the Supervisor's Report for October 2023 is accepted as submitted.

MONTHLY REPORTS RECEIVED

- Supervisor's Monthly Report
- Police Report

COMMUNICATIONS:

Councilwoman Jansen commented on the budget, advising that the board members do not take raising taxes lightly. The Town Board has always acted in the best interest of the tax payers, and town employees do their best to keep expenses as low as possible. In addition to increased costs, this year we are also required by the state to obtain cyber security insurance.

RESOLUTION 113-2023

LOCAL LAW #1-2023 OVERRIDE TAX LEVY LIMIT

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

TOWN BOARD MEETING
NOVEMBER 8, 2023 PAGE 3

ADOPTED by roll call vote:

Supervisor Dewart	Aye
Councilwoman Jansen	Aye
Councilman Hotaling	Aye
Councilwoman Damon	Aye
Councilman Leuer	Aye

WHEREAS, The Town Board of the Town of Somerset having duly called and held a Public Hearing at Somerset Town Hall, 8700 Haight Road, Barker, New York 14012, on the 8th day of November, 2023 upon the question of the enactment of "A Local Law to override the tax levy limit established in General Municipal Law §3-c."

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Somerset that "A Local Law to override the tax levy limit established in General Municipal Law §3-c." is hereby enacted and effective upon its filing with the New York State Department of State.

RESOLUTION 114-2023
ADOPT 2024 TOWN BUDGET

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

ADOPTED by Roll Call Vote:

Supervisor Dewart	Aye
Councilwoman Jansen	Aye
Councilman Hotaling	Aye
Councilwoman Damon	Aye
Councilman Leuer	Aye

WHEREAS, the Preliminary Budget for the year 2024 has been duly prepared by the Town Board and a duly publicized hearing was held on the 8th day of November, 2023 at 6:00PM; and

WHEREAS, at which time all persons desiring to be heard were heard; now therefore be it

RESOLVED, that the Town Board of the Town of Somerset hereby adopts the preliminary budget, with adjustments as presented, as the budget for the Town of Somerset for the year 2024.

RESOLUTION 115-2023
2024 FIRE DEPARTMENT CONTRACT

On a motion of Councilwoman Jansen, seconded by Councilwoman Damon, the following resolution was

TOWN BOARD MEETING
NOVEMBER 8, 2023 PAGE 4

ADOPTED by Roll Call Vote:	Supervisor Dewart	Abstain
	Councilwoman Jansen	Aye
	Councilman Hotaling	Abstain
	Councilwoman Damon	Aye
	Councilman Leuer	Aye

RESOLVED, that the Town Board of the Town of Somerset hereby adopts the Fire Department budget for the year 2024 and authorizes the Deputy Town Supervisor to execute a contract with the Barker Fire Department, Inc. in the amount of \$250,00 with a 2% increase in 2025, and 2% increase in 2026.

RESOLUTION 116-2023

WATER LEAK CREDIT

On a motion of Councilman Leuer, seconded by Councilwoman Damon, the following resolution was

ADOPTED: Ayes	5	Dewart, Jansen, Hotaling, Damon, Leuer
Nays	0	

WHEREAS, the Town, through its employees, previously advised the owner of 7348 Hoffman Road, Town of Somerset that she did not have a water leak; and

WHEREAS, the Town, through its employees, then determined that there was a leak at 7348 Hoffman Road, Town of Somerset, on the town side of responsibility, resulting in an excessively high water/sewer bill; and

WHEREAS, the Town Board desires to forgive the water charges in the most recent water bill for the property owner located at 7348 Hoffman Road, Town of Somerset due to the error made by the Town and it was town responsibility:

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Town Supervisor and Town Clerk to forgive up to \$1,400.62 for the most recent water bill at 7348 Hoffman Road, Town of Somerset, Account Number 217348.

RESOLUTION 117-2023

SHORT-TERM RENTAL PUBLIC HEARING

On a motion of Councilman Hotaling, seconded by Councilwoman Damon, the following resolution was

ADOPTED: Ayes	5	Dewart, Jansen, Hotaling, Damon, Leuer
Nays	0	

RESOLVED, a public hearing will be held on December 13th, 2023 at 6:00 p.m. at Somerset Town Hall, 8700 Haight Road, Barker, New York to hear and consider a local law entitled "A Local Law Enacting Short-Term Rental Regulations."

RESOLUTION 118-2023

CARES MONEY

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

ADOPTED by Roll Call Vote:	Supervisor Dewart	Abstain
	Councilwoman Jansen	Aye
	Councilman Hotaling	Abstain
	Councilwoman Damon	Aye
	Councilman Leuer	Aye

WHEREAS, the Town of Somerset previously received grant funds from the Coronavirus Aid, Relief, and Economic Security (CARES) Act; and

WHEREAS, the Barker Fire Department has requested financial assistance from the Town to assist in their mission of providing the Town of Somerset with fire protection services.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Somerset hereby authorizes the Town Deputy Supervisor to provide the Barker Fire Department with \$10,000 of additional funding from the CARES Act money received by the Town of Somerset.

RESOLUTION 119-2023

SEWER INSTALLATION REFUND

On a motion of Councilwoman Jansen, seconded by Councilwoman Damon, the following resolution was

ADOPTED: Ayes	5	Dewart, Jansen, Hotaling, Damon, Leuer
Nays	0	

WHEREAS, in 2022, property owner Levi Atwater deposited \$5,000 with the Town of Somerset for the purchase of a grinder pump to connect to the sewer system; and

WHEREAS, Mr. Atwater decided not to connect to the sewer system and instead replace his septic system; and

WHEREAS, Levi Atwater requested that the Town refund the \$5,000 deposited with the Town of Somerset to purchase a grinder pump;

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is hereby authorized to refund Levi Atwater, 1151 Hartland Road, Barker, New York, \$5,000 that was previously deposited for the grinder pump.

SUPERVISOR UPDATE

- Two heaters are being replaced at the Town Hall tomorrow
- The communication tower by the school is up and running

RESOLUTION 120-2023

AUDIT OF CLAIMS

On a motion of Councilwoman Jansen, seconded by Councilwoman Damon, the following resolution was

ADOPTED Ayes 5 Dewart, Jansen, Hotaling, Damon, Leuer
Nays 0

Resolved that the bills have been reviewed by the Town Board and are authorized for payment in the following amounts:

General Fund	No. 362 through No. 403	\$ 71,775.19
Highway Fund	No. 111 through No. 123	\$ 11,566.14
Sewer Fund	No. 151 through No. 165	\$ 7,585.40
Water Fund	No. 94 through No. 106	\$ 17,594.40

PRIVILEGE OF THE FLOOR:

Jim Hoffman congratulated the members who got re-elected. Jim wants to see us preserve the rural character of our town.

Jon Hotaling said that there is a ceremony at 11:00am tomorrow at NCCC dedicating the new Vietnam Vets memorial.

On a motion of Councilwoman Jansen, seconded by Councilman Hotaling, the meeting adjourned at 6:25P.M. subject to the Call of the Clerk.

Tracy L. Carmer, RMC
Town Clerk

SUPERVISOR'S MONTHLY FINANCIAL STATEMENT

RECEIPTS

To the Town Board of the Town of Somerset
Pursuant to Section 125 of the Town Law, I hereby render the following statement of monies received as Supervisor during the month of November-23

FUNDS:	General	Part Town	Hgwy/DB	Fire	Lighting	Refuse	Sewer	Water
Balances beginning of Month:	\$ 309,672.72	\$ 88,255.34	\$ 477,092.62		\$4,644.28	\$132,533.98	\$ 207,371.56	\$ 228,948.09
Received From:								
Conservation	\$ 124.46							
Adoption fees								
Cemetery services	\$ 710.00							
Dog licensing	\$ 552.00							
Police report	\$ 5.00							
Highway culvert			\$ 655.09					
Minor sales	\$ 0.25							
Passport fees	\$ 220.00							
Certified copies		\$ 20.00						
Building permit		\$ 7,858.40						
Pole fees	\$ 184.40						\$ 91.38	\$ 91.38
Voided check								
Insurance refund	\$ 1,059.00							
Culvert work								
Transfer from Part Town	\$ 6,409.79							
Gas for police car			\$ 383.90					
Cessation funds	\$ 267,896.81							
Justice Court	\$ 4,469.00							
SRO (Police)	\$ 4,455.00						\$ 10,060.79	
Sewer bills								
Niagara County Sales tax		\$ 36,226.75	\$ 17,210.71					\$ 46,035.72
Water bills								
Balance Forward & Total Receipts:	\$ 595,758.43	\$ 132,360.49	\$ 495,342.32	\$ -	\$4,644.28	\$132,533.98	\$ 217,523.73	\$ 275,075.19
Total Disbursements:	\$ 71,274.24	\$ 61,816.80	\$ 32,636.23	\$ -	\$ 666.70	\$ 15,975.39	\$ 22,979.34	\$ 17,584.10
BALANCE END OF MONTH:	\$ 524,484.19	\$ 70,543.69	\$ 462,706.09	\$ -	\$3,977.58	\$116,558.59	\$ 194,544.39	\$ 257,491.09


Supervisor

Sales tax for November, 2022 was \$54,023.57.
Sales tax for November, 2023 was \$53,437.46.

SUPERVISOR'S MONTHLY FINANCIAL STATEMENT

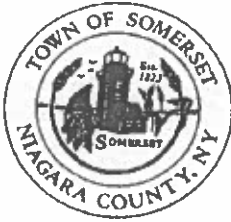
DISBURSEMENTS

To the Town Board of the Town of Somerset
Pursuant to Section 125 of the Town Law, I hereby render the following statement of monies disbursed as Supervisor during the month of

November-23

PAID TO:	General	Part Town	Hgwy. DB	Fire	Lighting	Refuse	Sewer	Water
Payroll #22	\$ 13,721.21	\$ 2,329.76	\$ 4,535.20				\$ 2,174.56	\$ 2,948.80
Payroll #23	\$ 12,805.59	\$ 2,430.06	\$ 4,535.20				\$ 2,376.34	\$ 2,948.80
Payroll #24	\$ 12,608.67	\$ 2,302.27	\$ 4,661.29				\$ 2,443.60	\$ 2,948.80
Payroll 11M	\$ 4,228.10	\$ 499.42						
Town Trust Fund - FICA	\$ 3,317.34	\$ 578.47	\$ 1,050.47				\$ 535.08	\$ 676.72
Medical	\$ 7,010.33		\$ 6,287.93				\$ 2,426.96	\$ 3,232.60
Abstract #10 payments	\$ 5,217.86	\$ 45,924.35	\$ 11,566.14		\$ 666.70	\$ 15,975.39	\$ 7,353.61	\$ 4,736.33
Abstract #11 prepayments	\$ 10,729.14	\$ 1,342.68					\$ 5,669.19	\$ 92.05
State Comptroller	\$ 1,636.00							
Transfer to General		\$ 6,409.79						
TOTAL DISBURSEMENTS:	\$ 71,274.24	\$ 61,816.80	\$ 32,636.23	\$ -	\$ 666.70	\$ 15,975.39	\$ 22,979.34	\$ 17,584.10

Supervisor



Jon D. Miller
Chief of Police
Town of Somerset
8700 Haight Road P.O. Box 368
Barker, NY 14012-0368

Phone: 716-255-0503
somersetnewyork@gmail.com

DATE: December 11h, 2023
TO: Somerset Town Board
RE: Police Report for November 2023

PATROL REPORT

1. TSPD provided 192 hours of strategic patrol coverage, 144 hours of SRO detail in BCS and patrolled approximately 1379 miles during the month of November. TSPD officers also provided 6 hours of court security detail.
2. All service calls are logged and recorded in the Niagara County Sheriff's E-911 Computer Aided Dispatch (CAD) system, including house/business checks and vehicle stops. This accountability mechanism is vitally important to assess the effectiveness of the agency and the overall service needs of our community. During the month of November 244 service calls were officially logged.
3. TSPD submitted twenty-nine (29) incident reports into the Niagara County's IBR (Incident Based Reporting System). The following is a report breakdown for the month of November:

4-agency assists, 1-harassments, 2-trespass complaints, 1-MVA's, 3-suspicious incidents, 1-domestic incidents, 1-welfare check, 1-DWI arrest, 2-animal complaints, 11- police service calls, 2-traffic complaints.
4. TSPD issued twenty-four (24) citations for violations of the Vehicle and Traffic Law during the month of November with twelve (12) drivers receiving cautionary warnings.
5. Property checks- TSPD is required to provide property checks as requested by residents at least one time per shift and there are also a number of business/municipal buildings which are required to be inspected. TSPD logged 179 house and business checks were conducted during the month of November.

Notable Mention

- *TSPD participated in state wide Thanksgiving DWI enforcement resulting in 4 tickets.
- *TSPD received an award from AA for outstanding traffic enforcement and community service.

Audit Date: 12/13/2023**Fund:** General Fund**Year:** 2023**Abstract:** 12

<u>Vchr #</u>	<u>Vendor</u>	<u>Vchr Amount</u>	<u>Acct. #</u>	<u>Amount</u>	<u>PD</u>	<u>Check # Invoice #</u>	<u>Check Amount</u>
<u>404</u>	Charter Communications	\$99.99			Y	3937	\$99.99
			B5132.4	\$99.99			
<u>405</u>	TPx Communications	\$443.28			Y	3936	\$443.28
			B1620.4	\$442.39			
			B5132.4	\$0.89			
<u>406</u>	Postmaster	\$286.41			Y	3939	\$286.41
			B6410.4	\$286.41			
<u>407</u>	De Lage Landen Financial	\$289.99			Y	3940	\$289.99
			B1620.4	\$289.99			
<u>408</u>	Charter Communications	\$129.99			Y	3945	\$129.99
			B1620.4	\$129.99			
<u>409</u>	Verizon Wireless	\$162.31			Y	3944	\$162.31
			A3120.4	\$145.27			
			A1355.4	\$17.04			
<u>410</u>	Bxi Consultants, Inc.	\$93.02			Y	3946	\$93.02
			B1620.4	\$93.02			
<u>411</u>	National Grid	\$900.20			Y	3942	\$900.20
			SL5182.4	\$333.37			
			A5182.4	\$566.83			
<u>412</u>	NYSEG	\$736.14			Y	3943	\$736.14
			B1620.4	\$343.03			
			B5132.4	\$393.11			

Audit Date: 12/13/2023 **Fund:** General Fund **Year:** 2023 **Abstract:** 12

<u>Vchr #</u>	<u>Vendor</u>	<u>Vchr Amount</u>	<u>Acct. #</u>	<u>Amount</u>	<u>PD</u>	<u>Check # Invoice #</u>	<u>Check Amount</u>
<u>413</u>	National Grid	\$1,484.12			Y	3949	\$1,484.12
			B1620.4	\$1,134.16			
			B5132.4	\$349.96			
<u>414</u>	Pitney Bowes Reserve Account	\$1,000.00			Y	3947	\$1,000.00
			B1670.4	\$1,000.00			
<u>415</u>	Pitney Bowes	\$340.80			Y	3948	\$340.80
			B1670.4	\$340.80			
<u>416</u>	Niagara Gazette	\$44.03			N		
			A1010.4	\$44.03			
<u>417</u>	Visa	\$45.30			N		
			A6410.4	\$45.30			
<u>418</u>	Visa	\$929.00			N		
			A1220.4	\$929.00			
<u>419</u>	Indoff Incorporated	\$327.28			N		
			A1220.4	\$59.99			
			A1660.4	\$267.29			
<u>420</u>	Edmunds GovTech Inc.	\$2,381.41			N		
			B1410.4	\$1,069.43			
			A1330.4	\$1,311.98			
<u>421</u>	Brian Pavlock	\$2,165.79			N		
			A1355.4	\$2,165.79			
<u>422</u>	Lippes Mathias Wexler Friedman	\$3,311.00			N		
			B1420.4	\$3,311.00			

Audit Date: 12/13/2023 **Fund:** General Fund **Year:** 2023 **Abstract:** 12

<u>Vchr #</u>	<u>Vendor</u>	<u>Vchr Amount</u>	<u>Acct. #</u>	<u>Amount</u>	<u>PD</u>	<u>Check # Invoice #</u>	<u>Check Amount</u>
<u>423</u>	Seaman Norris Llp	\$4,333.00			N		
			B1420.4	\$4,333.00			
<u>424</u>	Wendel	\$16,290.58			N		
			A1440.4	\$16,290.58			
<u>425</u>	InStream, LLC	\$462.64			N		
			A1460.4	\$462.64			
<u>426</u>	Niagara Fire Extinguisher Services	\$75.00			N		
			B1620.4	\$75.00			
<u>427</u>	Tri-R Mechanical Services	\$1,730.00			N		
			B1620.4	\$1,730.00			
<u>428</u>	Landpro Equipment	\$65.59			N		
			B1620.4	\$65.59			
<u>429</u>	Alpha Analytical, LLC	\$355.23			N		
			B1620.4	\$355.23			
<u>430</u>	TPx Communications	\$514.17			N		
			B1620.4	\$442.39			
			B5132.4	\$71.78			
<u>431</u>	Cintas	\$108.22			N		
			B1620.4	\$108.22			
<u>432</u>	Tri-R Mechanical Services	\$20,215.00			N		
			A1997.2	\$20,215.00			

Audit Date: 12/13/2023 **Fund:** General Fund **Year:** 2023 **Abstract:** 12

<u>Vchr #</u>	<u>Vendor</u>	<u>Vchr Amount</u>	<u>Acct. #</u>	<u>Amount</u>	<u>PD</u>	<u>Check #</u>	<u>Invoice #</u>	<u>Check Amount</u>
<u>433</u>	Town Of Somerset Highway Dept	\$420.70			N			
			A3120.4	\$420.70				
<u>434</u>	Automotive Solutions	\$527.68			N			
			A3120.4	\$527.68				
<u>435</u>	Sutch's Auto & Truck Repair	\$447.24			N			
			A3120.4	\$447.24				
<u>436</u>	Fort Hyde Kennels	\$570.84			N			
			A3510.4	\$570.84				
<u>437</u>	Village Of Barker	\$21.53			N			
			B3620.4	\$21.53				
<u>438</u>	Crystal Rock Bottled Water	\$76.44			N			
			B5132.4	\$76.44				
<u>439</u>	New England Seafood	\$194.69			N			
			B5132.4	\$194.69				
<u>440</u>	Charter Communications	\$99.99			N			
			B5132.4	\$99.99				
<u>441</u>	Drum Oil & Propane	\$1,016.03			N			
			B7110.4	\$508.01				
			A8810.4	\$508.02				
<u>442</u>	MSH Consulting	\$25.00			N			
			B8020.4	\$25.00				

Tracy L. Carmer

Audit Date: 12/13/2023 **Fund:** General Fund **Year:** 2023 **Abstract:** 12

<u>Vchr #</u>	<u>Vendor</u>	<u>Vchr Amount</u>	<u>Acct. #</u>	<u>Amount</u>	<u>PD</u>	<u>Check # Invoice #</u>	<u>Check Amount</u>
<u>443</u>	Stockham Lumber	\$35.94			N		
			A8810.4	\$35.94			
<u>444</u>	Modern Disposal Services	\$8,336.74			N		
			SR8160.4	\$8,336.74			
<u>445</u>	Modern Recycling Inc	\$4,635.10			N		
			SR8160.4	\$4,635.10			
<u>446</u>	Modern Landfill, Inc.	\$2,731.55			N		
			SR8160.4	\$2,731.55			
TOTALS:		\$78,458.96		\$78,458.96			\$5,966.25

Abstract Certification:

To the Supervisor:

I certify that the vouchers listed above were audited by the Town Board on the above date and allowed in the amounts shown. You are hereby authorized and directed to pay to each of the claimants the amount opposite their name.

Dated: _____

Tracy L. Carmer, Town Clerk

Audit Date: 12/13/2023 **Fund:** Highway Fund **Year:** 2023 **Abstract:** 12

<u>Vchr #</u>	<u>Vendor</u>	<u>Vchr Amount</u>	<u>Acct. #</u>	<u>Amount</u>	<u>PD</u>	<u>Check #</u>	<u>Invoice #</u>	<u>Check Amount</u>
<u>124</u>	Valley Fab & Equip.	\$93.68			N			
			DB5130.4	\$93.68				
<u>125</u>	Rustkote LLC	\$1,615.00			N			
			DB5130.4	\$1,615.00				
<u>126</u>	Strate Welding	\$20.28			N			
			DB5130.4	\$20.28				
<u>127</u>	NAPA Auto Parts	\$148.16			N			
			DB5130.4	\$148.16				
<u>128</u>	Hurtubise Tire Inc	\$1,380.00			N			
			DB5130.4	\$1,380.00				
<u>129</u>	EJK Auto Parts	\$73.56			N			
			DB5130.4	\$73.56				
<u>130</u>	Beam Mack Sales & Services	\$451.63			N			
			DB5130.4	\$451.63				
<u>131</u>	Cintas	\$429.07			N			
			DB5130.4	\$429.07				
<u>132</u>	Lake Winds Metalworking	\$65.84			N			
			DB5140.4	\$65.84				
<u>133</u>	State Industrial Products	\$223.87			N			
			DB5140.4	\$223.87				
<u>134</u>	Compass Minerals	\$16,585.56			N			
			DB5142.4	\$16,585.56				

Audit Date: 12/13/2023 **Fund:** Highway Fund **Year:** 2023 **Abstract:** 12

<u>Vchr #</u>	<u>Vendor</u>	<u>Vchr Amount</u>	<u>Acct. #</u>	<u>Amount</u>	<u>PD</u>	<u>Check #</u>	<u>Invoice #</u>	<u>Check Amount</u>
<u>135</u>	Drum Oil & Propane	\$1,233.08			N			
			DB5142.4	\$1,233.08				
TOTALS:		\$22,319.73		\$22,319.73				\$0.00

Abstract Certification:

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Dated: _____

Tracy L. Carmer, Town Clerk

Town of Somerset

Audit Date: 12/13/2023 **Fund:** Sewer Fund **Year:** 2023 **Abstract:** 12

<u>Vchr #</u>	<u>Vendor</u>	<u>Vchr Amount</u>	<u>Acct. #</u>	<u>Amount</u>	<u>PD</u>	<u>Check # Invoice #</u>	<u>Check Amount</u>
<u>166</u>	Town of Somerset Water Department	\$135.10			Y	1932	\$135.10
			SS8130.4	\$135.10			
<u>167</u>	TPx Communications	\$109.09			Y	1933	\$109.09
			SS8110.4	\$109.09			
<u>168</u>	Nys Dec Regulatory Fee Unit	\$425.00			Y	1929	\$425.00
			SS8130.4	\$425.00			
<u>169</u>	Grainger	\$143.48			N		
			SS8110.4	\$65.56			
			SS8130.4	\$77.92			
<u>170</u>	Wellworth/windsor Dist.	\$311.76			N		
			SS8120.4	\$311.76			
<u>171</u>	Hartway Motors	\$110.00			N		
			SS8120.4	\$110.00			
<u>172</u>	EJK Auto Parts	\$243.30			N		
			SS8130.4	\$243.30			
<u>173</u>	Barker Truck Accessories	\$350.50			N		
			SS8130.4	\$350.50			
<u>174</u>	Stockham Lumber	\$65.01			N		
			SS8130.4	\$65.01			
<u>175</u>	Pace Analytical Services, Inc.	\$231.00			N		
			SS8130.4	\$231.00			

Town of Somerset

Audit Date: 12/13/2023 **Fund:** Sewer Fund **Year:** 2023 **Abstract:** 12

<u>Vchr #</u>	<u>Vendor</u>	<u>Vchr Amount</u>	<u>Acct. #</u>	<u>Amount</u>	<u>PD</u>	<u>Check # Invoice #</u>	<u>Check Amount</u>
<u>176</u>	Strate Welding	\$22.20			N		
			SS8130.4	\$22.20			
<u>177</u>	Cold Spring Environmental	\$800.00			N		
			SS8130.4	\$800.00			
<u>178</u>	Niagara Fire Extinguisher Services	\$135.00			N		
			SS8130.4	\$135.00			
<u>179</u>	National Grid	\$1,992.04			N		
			SS8130.4	\$1,992.04			
<u>180</u>	Town of Somerset Water Department	\$114.95			N		
			SS8130.4	\$114.95			
TOTALS:		\$5,188.43		\$5,188.43			\$669.19

Abstract Certification:

To the Supervisor:

I certify that the vouchers listed above were audited by the Town Board on the above date and allowed in the amounts shown. You are hereby authorized and directed to pay to each of the claimants the amount opposite their name.

Dated: _____

Tracy L. Carmer, Town Clerk

Town of Somerset

Audit Date: 12/13/2023 **Fund:** Water Fund **Year:** 2023 **Abstract:** 12

<u>Vchr #</u>	<u>Vendor</u>	<u>Vchr Amount</u>	<u>Acct. #</u>	<u>Amount</u>	<u>PD</u>	<u>Check # Invoice #</u>	<u>Check Amount</u>
<u>107</u>	Charter Communications	\$92.05			N		
			SW8310.4	\$92.05			
<u>108</u>	TPx Communications	\$109.09			N		
			SW8310.4	\$109.09			
<u>109</u>	Strate Welding	\$20.25			N		
			SW8340.4	\$20.25			
<u>110</u>	Waterport Truck Repair	\$25.00			N		
			SW8340.4	\$25.00			
<u>111</u>	Cintas	\$229.91			N		
			SW8340.4	\$229.91			
TOTALS:		\$476.30		\$476.30			\$0.00

Abstract Certification:

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Dated: _____

 Tracy L. Carmer, Town Clerk