

TOWN BOARD REGULAR MEETING
JUNE 10, 2020

A Special 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 10th day of June 2020.

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

Absent: Brian Sibiga ----- Engineer

Attended by: 8 residents

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

RESOLUTION 69-2020

APPROVAL OF THE MINUTES

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

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

Resolved the minutes of the previous meeting on May 13, 2020 are accepted as submitted.

RESOLUTION 70-2020

APPROVAL OF THE SUPERVISOR'S MONTHLY REPORT

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

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

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

COMMUNICATIONS

Clerk Carmer advised that we have advertised for bids on the police surplus equipment and announced the dates that the equipment is available for inspection. The bids will be accepted through June 22nd at 2:00PM. She also advised that our website will be down for an upgrade on June 15th at 8:00PM until June 16th at 9:00AM. The public can still view the

site, we just cannot make any changes during that timeframe. The final communication is from the Niagara County Department of Health. They will be holding their Free Rabies Clinic on July 11th from 9:00AM – 1:00PM in Wilson and it is by appointment only.

RESOLUTION 71-2020

REFUSE BID

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

ADOPTED Ayes 5

Dewart, Jansen, Hotaling, Damon, Leuer

Nays 0

WHEREAS, the Town's current Refuse and Recycling collection and disposal contract is set to expire on December 31, 2020; and

WHEREAS, the Town has previously bid the refuse and recycling collection and disposal contract jointly with other Niagara County municipalities to obtain maximum pricing and to save on advertising and production costs; and

WHEREAS, the Towns of Cambria, Newfane, Pendleton and Somerset and the Villages of Barker and Middleport desire and believe it is in the best interest to jointly bid its next refuse and recycling collection and disposal and marketing contract as a whole; now therefore be it

RESOLVED, that the Town does hereby authorize a joint bid for its refuse and recycling collection and disposal and marketing contract in conjunction with the Towns of Cambria, Newfane, Pendleton and Somerset and Villages of Barker and Middleport; and be it further

RESOLVED, that the Town Supervisor is hereby authorized to sign any joint municipal agreements to facilitate the same.

RESOLUTION 72-2020

INTERMUNICIPAL AGREEMENT

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

ADOPTED Ayes 5

Dewart, Jansen, Hotaling, Damon, Leuer

Nays 0

WHEREAS, the County of Niagara has proposed an intermunicipal agreement to provide and deliver "spoils" such as millings and other excess materials removed from the highway right-of-way to the Town of Somerset for use as a fill material, or for other purposes; and

WHEREAS, the Town of Somerset Town Board desires to enter into the intermunicipal agreement to receive millings and other excess materials from Niagara County;

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is authorized to enter into the proposed intermunicipal agreement with Niagara County to receive “spoils” such as millings and other excess materials from the County at no cost to the Town.

Councilman Hotaling asked if the millings will be available to the public
Supervisor Dewart said they are just available to the town currently

RESOLUTION 73-2020

WATER/SEWER DEPT. APPOINTMENT

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

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

WHEREAS, the Town of Somerset has an anticipated opening for a laborer in the Water/Sewer Department; and

WHEREAS, the Town Superintendent of Water/Sewer/Grounds publicly advertised the job vacancy and conducted interviews of numerous candidates; and

WHEREAS, the Superintendent of Water/Sewer/Grounds has recommended that the Town hire James Bukowski, 1721 Quaker Road, Barker, NY as a laborer in the Water/Sewer Department.

NOW, THEREFORE, BE IT RESOLVED, that James Bukowski of 1721 Quaker Road, Barker, NY is hereby appointed as a laborer in the Water/Sewer Department of the Town of Somerset effective June 15, 2020, and be it further

RESOLVED, that said appointment is contingent on the successful completion of a background check and drug test of the appointee.

Supervisor Dewart stated that the background check has been done and it came back fine.

RESOLUTION 74-2020

AUDIT OF CLAIMS

On a motion of Councilwoman Jansen, seconded by Councilman Hotaling, 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:

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General Fund	No. 173 through	No. 203	\$ 35,092.64
Highway Fund	No. 50 through	No. 60	\$167,250.99
Sewer Fund	No. 50 through	No. 59	\$ 3,310.97
Water Fund	No. 45 through	No. 50	\$ 1,222.68

PRIVILEGE OF THE FLOOR

Jim Hoffman told the board that he appreciates their position and ordinance control for solar and wind. He said that one of his objections is the way they clutter up the countryside. He asked if we can institute a Town-wide cleanup. He said that the place where the cat house was is becoming a weed infested storage place. He suggested that we put something in the newsletter about our properties being kept neat and orderly. Jim stated that he loves Mayer Brothers but has a problem with the way they have storage in the front, when it is supposed to be in the back for Industrial. He said the best example of neat and orderly for Industrial is JT Precision. He went on to talk about the Nellist Meteorological Tower. He sent a letter to the Town Planning Board in February and read it to the Town Board. He recommends that Town Law be revised to allow only the installation of mono pole towers as studies show they are less hazardous to aviation and wildlife than the older and currently popular guy wire installations.

On a motion of Councilwoman Jansen, seconded by Councilman Hotaling, the meeting adjourned at 6:15P.M. subject to the Call of the Clerk.

Tracy L. Carmer, RMC
Town Clerk