

TOWN BOARD REGULAR MEETING
AUGUST 12, 2020

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 12th day of August 2020.

Present: Jeffrey M. Dewart ----- Supervisor
 Robin R. Jansen ----- Councilwoman
 Jon Hotaling ----- Councilman
 Gail Damon ----- Councilwoman
 Fred Leuer ----- Councilman
 Tracy L. Carmer----- Town Clerk
 Mindy Austin ----- Confidential Asst. to the Supervisor

Absent: Michael M. Flint ----- Supt. of Highways
 Brian Sibiga ----- Engineer

Attended by: 3 residents

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

RESOLUTION 87-2020

APPROVAL OF THE MINUTES

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

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

Resolved the minutes of the previous meetings on July 8, 2020 and July 29, 2020 are accepted as submitted.

RESOLUTION 88-2020

APPROVAL OF THE SUPERVISOR'S MONTHLY REPORT

On a motion of Councilwoman Damon, seconded by Councilman Leuer, 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 summarized 3 letters regarding the upcoming changes to Spectrum channels: launching TVG HD channel 413, BYU TV HD channel 465, Black News Channel and the Spectrum Lifestyle package in HD on channel 232, and a temporary channel to televise overflow in-market games for the remainder of the baseball season on channel 371.

RESOLUTION 89-2020

LGS-1 RETENTION MANUAL

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, by the Town of Somerset that Retention and Disposition Schedule for New York Local Government Records (LGS-1), issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein.

Further Resolved, that in accordance with Article 57-A:

- a) only those records will be disposed of that are described in Retention and Disposition Schedule for New York Local Government Records (LGS-1), after they have met the minimum retention periods described therein;
- b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods; and be it

Further Resolved, that any Town employee desiring to dispose of records pursuant to the Retention and Disposition Schedule adopted by the Town shall turn over said records to the Town Clerk for disposal.

Clerk Carmer stated that we currently use a schedule called MU-1 but the state is combining all schedules into one to be uniform statewide and we need to adopt the resolution in order to use it.

RESOLUTION 90-2020

SCHOOL RESOURCE OFFICER

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 Barker Central School District desires to enter into an agreement with the Town of Somerset, whereby the Town will provide the School District with one full-time School Resource Officer, and

WHEREAS, the Town will be reimbursed for the cost of the school resource officer by the School District in accordance with the terms of the contract; and

WHEREAS, the term of the initial agreement shall commence immediately and continue until the end of the 2020-2021 school year.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Somerset that the Town Supervisor is hereby authorized to enter into an Agreement with the Barker Central School District whereby the Town will provide the School District with one full-time school resource officer for the 2020-2021 school year, the cost of which shall be reimbursed by the School District in accordance with the terms of the contract.

Attorney Haylett stated that the contract runs September through June for \$39,181.28 payable monthly. This assumes that they are physically in school for those 10 months.

RESOLUTION 91-2020

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. 234 through No. 273	\$ 44,236.05
Highway Fund	No. 70 through No. 78	\$ 4,270.40
Sewer Fund	No. 70 through No. 83	\$ 6,358.58
Water Fund	No. 57 through No. 68	\$ 1,523.81

PRIVILEGE OF THE FLOOR

Krista Atwater thanked the highway for edging Lower Lake Road as it has made it much safer as the side of the road has been crumbling.

Jim Hoffman discussed turbines being placed in the lake. He said that SOS put an article in the paper on July 17th about them and the state will be studying the feasibility and environmental impact of these turbines. Among other issues they will have issues with stirring up the bottom, legacy pollution, and effects on tourism and boating. Jim believes the board took up a position in opposition to these a few years ago and he would like to see the board do it again. He said the issue will be on the docket for the county in September. Jim would also like to see Yates and Orleans County do the same.

Supervisor Dewart said that we have had discussions on this with Yates and is currently in the works.

RESOLUTION 92-2020

EXECUTIVE SESSION

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

TOWN BOARD MEETING
AUGUST 12, 2020 PAGE 4

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

Resolved to enter into executive session at 6:13PM to consult with the attorney.

RESOLUTION 93-2020

EXIT EXECUTIVE SESSION

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 to exit executive session at 7:50PM.

On a motion of Councilwoman Jansen, seconded by Councilwoman Damon, the meeting adjourned at 7:51P.M. subject to the Call of the Clerk.

Tracy L. Carmer, RMC
Town Clerk