

TOWN OF CONCORD TOWN BOARD MEETING
7:00 p.m.

March 8, 2012

MEETING CALLED TO ORDER BY GARY A. EPPOLITO, SUPERVISOR.

PRESENT: GARY A. EPPOLITO, SUPERVISOR
JAMES M. KREZMIEN, COUNCILMAN
WILLIAM F. SNYDER, III, COUNCILMAN
PAUL F. SALZLER, COUNCILMAN
DEBORAH A. KING, COUNCILWOMAN

ALSO PRESENT: DARLENE SCHWEIKERT, Town Clerk
DEBORAH M. BARONE, Town Atty
MICHAEL F. BARONE, Deputy Town Atty
DENNIS M. DAINS, Hwy Supt
GEORGE DONHAUSER
CAROLYN ROBINSON
CHRIS PROCTOR, Springville Journal
PAUL CONNELLY, SGI School Superintendent

INVOCATION DELIVERED BY TOWN CLERK SCHWEIKERT.

PLEDGE TO THE FLAG LED BY SUPERVISOR EPPOLITO.

ITEM #1. SGI TO ADDRESS TOWN BOARD re: SGI BUDGET

SGI School Superintendent Paul Connelly addressed the Board to bring them up to date on the school budget. Superintendent Connelly handed out a flier detailing the information he would be addressing. Governor Cuomo has issued a 2% Property Tax Levy Cap. He related details on how the Springville School District relates to other neighboring districts in class size, academics, art/music classes, enrollment. There will be approximately 34 positions cut in the budget. He answered some questions about staff retirement and health insurance issues. Supervisor Eppolito thanked Superintendent Connelly for educating the Board on these issues.

ITEM #2. APPROVAL OF MINUTES

a) Town Board Meeting – 2/9/2012 - Motion by Councilman Salzler, seconded by Councilman Snyder, to approve the minutes as presented. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

b) Bid Opening 2/27/2012 re: Fuel Bid – Motion by Councilman Krezmien, seconded by Councilwoman King, to approve the minutes as presented. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

ITEM #3. PUBLIC COMMENT

Motion made by Councilman Krezmien, seconded by Councilman Salzler, to close Public Comment. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

ITEM #4. MONTHLY REPORTS

Motion by Councilman Snyder, seconded by Councilwoman King, to approve the Monthly Reports, Items a-d. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito voting aye. Carried.

- a) Code Enforcement Officer/Building Inspector Report
- b) Dog Control Officer
- c) Judge Gibbin Report – January 2012
- d) Judge Frank Report – January 2012
- e) Fire Department - Hwy Supt Dains noted the progress on the 400 megahertz system. Supervisor Eppolito advised the Board that this is the 65th year of East Concord's Fire Department and he will be presenting the Department with a Proclamation at their Installation Dinner.
- f) Highway Superintendent Report. Hwy Supt Dains read his filed report.
 - 1) Hwy Supt Dains noted that one fuel bid had been received and recommended to the Town Board to accept the Superior Plus Energy Services Inc (dba Griffith Energy) bid. Motion made by Councilman Krezmien, seconded by Councilman Salzler, to accept the fuel bid of Superior Plus Energy Services Inc. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito voting aye. Carried.
 - 2) Hwy Supt Dains thanked the Board to allowing him to attend the Annual Advocacy Day in Albany. Hwy Supt Dains gave the Board members a packet of the information received. Highlights are that the Governor's Budget calls for a 52% increase in the State's DOT capital program; CHIPS funding should increase at the same rate bringing it to \$550 million however it is still at \$363.1 million. Hwy Supt Dains also noted that the Fuel Tax was supposed to go towards Roads and only \$.13 out of every dollar in taxes goes back to the Roads. They fund the DMV and other projects. Trying to get that Road tax where it should be.
 - 3) Hwy Supt Dains noted that he will advertising for bid for the dump body which was approved in the budget for this fiscal year for the 10 wheeler. Hwy Supt Dains will get that information together and out to bid this month and have it come in for the April meeting.

Motion by Councilman Salzler, seconded by Councilwoman King, to approve the fire department report and the Highway Superintendent Report. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

ITEM #5. NEW BUSINESS

a) 2011 Bookkeeping Entries – Supervisor Eppolito noted that following Appropriation transfers for March 8, 2012. These are all Budget Journal Entries for 2011 Books.

1. Transfer \$1,600 from JV6772.42 Going Places Van Repairs to JB6772.41 Gas & Oil.
2. Transfer \$9,405.47 from JY7310.1 Your Personal Services to JY7310.41 Youth Programs.
3. Transfer \$1,073.73 from JY9030.8 Youth Social Security to JY7310.41 Youth Programs.
4. Transfer \$109 from SS1-8130.40 Craneridge Sewer Supplies to SS1-89130.47 Craneridge Sewer Testing.
5. Transfer \$1,253 from A1990.4 Contingent to A1460.49 Records Management.
6. Transfer \$352 from A1110.42 Justice Juror Expense to A1110.1 Justice Personal Services.
7. Transfer \$236 from A110.47 Justice Travel to A1110.41 Justice Court Steno.
8. Transfer \$317 from A1220.41 Supervisor Advertising to A1220.40 Supervisor Supplies.
9. Transfer \$165 from A1220.49 Supervisor Miscellaneous to A1320.41 Auditor.
10. Transfer \$1,301 from Town Clerk Personal Services to A1410.2 Town Clerk Software.

11. Transfer \$934 from A1355.42 Assessors Service Contract to A1410.40 Town Clerk Supplies
12. Transfer \$159 from A1410.47 Town Clerk Travel to A1410.43 Town Clerk Maintenance Contracts.
13. Transfer \$955 from A1420.41 Law Special Legal Counsel to A1460.49 Records Management.
14. Transfer \$1,260 from A1620.2 Building Equipment to A1620.1 Building Personal Services.
15. Transfer \$2,480 from A1620.41 Building Heat & Lights to A1620.42 Building Maintenance.
16. Transfer \$291 from A1620.41 Building Heat & Lights to A1620.43 Building Elevator.
17. Transfer \$178 from A3510.49 DCO Miscellaneous to A3510.47 DCO Travel.
18. Transfer \$35 from A3510.49 DCO Miscellaneous TO A3510.48 DCO Court Costs.
19. Transfer \$62 from A5010.57 Hwy. Admin. Physical to A5010.2 Hwy. Admin. Computer.
20. Transfer \$25 from A5010.57 Hwy. Admin. Physical to A5010.49 Hwy. Admin. Miscellaneous.
21. Transfer \$271 from A5132.41 Garage Utilities to A5132.2 Garage Safety Equipment.
22. Transfer \$904 from A5132.41 Garage Utilities to A5132.40 Garage Supplies.
23. Transfer \$338 from A5132.41 Garage Utilities to A5132.42 Garage Communications.
24. Transfer \$491 from A5132.41 Garage Utilities to A5132.49 Garage Miscellaneous.
25. Transfer \$65 from A7110.49 Town Park Miscellaneous to A7620.49 Adult Recreation.
26. Transfer \$1,800 from A9030.8 Social Security to A9010.8 State Retirement.
27. Transfer \$2,333 from A9040.8 Workers Comp to A9060.8 Medical Insurance.
28. Transfer \$16 from B8010.40 Zoning Supplies to B8010.41 CEO Cell Phone.
29. Transfer \$290 from L7410.49 Library Miscellaneous to L7410.42 Library Electric.
30. Need to increase budget line JV6772.1 Going Places Van Personal Services in the amount of \$1,500. The increase will be funded by the Fund Balance. Debit to JV599; Credit to JV6772.1.
31. Need to increase budget line JY7310.41 Youth Programs in the amount of \$.70. The increase will be funded by the Fund Balance. Debit to JY599; Credit to JY7310.41.
32. Transfer \$75 from SS1-8130.45 Craneridge Sewer Repairs to SS1-8130.46 Craneridge Sewer Sludge Removal.
33. Transfer \$1,640 from DB5110.42 General Repairs Chips to DB5110.41 General Repairs Fuel.
34. Transfer \$600 from DB5110.42 General Repairs Chips to DB5110.49 General Repairs Town Hwys.
35. Transfer \$504 from DB5110.42 General Repairs Chips to DB51332.20 Machinery Equipment.
36. Increase budget line DB5130.27 Dump Body & Sander in the amount of \$27,263 to be funded by the Assigned Unappropriated Fund Balance. Debit to DB599; Credit to DB5130.27.
37. Transfer \$16,237 from DB1990.4 Contingent to DB5130.49 Machinery Equipment Repairs.
38. Transfer \$3,000 from DB5142.1 Snow Removal Personal Services to DB5142.49 Snow Removal Sand & Salt Town Hwys.
39. Transfer \$3,088 from DB5142.41 Snow Removal Fuel to DB5142.49 Snow Removal Sand & Salt County Roads.
40. Transfer \$9,000 from DB9030.8 Social Security to DB5148.49 Snow Removal Sand & Salt County Roads.

41. Transfer \$733 from DB5148.1 Snow Removal County Hwys. Fuel to DB5148.49 Snow Removal Sand & Salt County Roads.

42. Transfer \$4,568 from DB5110.42 General Repairs Chips to DB9060.8 Medical Insurance.

Motion made by Councilman Krezmien, seconded by Councilwoman King, to approve the appropriation transfers 1-42 above, Budget Journal Entries for 2011 books. Councilwoman King, Councilman Krezmien, Salzler & Snyder; Supervisor Eppolito voting aye. Carried.

b) Audit of the Bills – Supervisor Eppolito stated that these bills were audited by Councilman Krezmien, and reviewed by the Board.

General Fund A, abstract 3, bills 164-228 & 283-288

General Fund B, abstract 3, bills 229-235

Library Fund, abstract 3, bills 236-238

Fire Protection, abstract 3, bills 239-243

Joint Van, abstract 3, bills 244-246

Joint Youth, abstract 3, bill 247

Craneridge Lighting, abstract 3, bill 248

Craneridge Sewer, abstract 3, bills 249-253 & 289

Highway DA, abstract 3, NONE

Highway DB, abstract 3, bills 254-277

Kissing Bridge Water, abstract 3, bill 278

Kissing Bridge Sewer, abstract 3, bill 279

Trevett Rd. Water, abstract 3, bill 280-281

Trust & Agency, abstract 3, bills 282

Capital, abstract 3, NONE

Motion made by Councilman Krezmien, seconded by Councilman Salzler, to approve the bills as presented. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

c) Authorize Supervisor to obtain RFP's for mowing – Motion by Councilman Krezmien, seconded by Councilwoman King, to authorize the Supervisor to obtain RFP's for mowing the Spaulding Road Cemetery starting Memorial Day. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

d) Authorize Town Clerk to Advertise for Spring Trash Pick Up - Discussion about the possibility of an electronics drop off. Supervisor Eppolito will check into this project and maybe it can coincide with the townwide trash pick-up dates. This would not need to be included in the bid specifications since these drops are done as recycling projects and a fee is not charged. Motion made by Councilman Salzler, seconded by Councilwoman King, to authorize the Town Clerk to advertise for Spring Trash Pick Up. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

e) Award Fuel Bid – This was awarded under 4(f)(1) above.

f) Dog Control Office - Permission to attend seminar in Webster Fire Station April 17 & 18, 2012 in Webster, New York – DCO Robinson requested permission to attend a dog control seminar in Webster, New York on April 17th and 18th. Motion made by Councilwoman King, seconded by Councilman Salzler, to grant DCO Robinson permission to attend the dog control seminar in Webster, New York. Councilwoman King, Councilman Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried. DCO Robinson thanked the Board.

g) Set Public Hearing re: Waterman's Gravel Pit – Supervisor Eppolito

noted that Town Engineer Mark Alianello will be at the Public Hearing. The DEC controls all gravel pits in New York State. Motion made by Councilwoman King, seconded by Councilman Salzler, to set the Public Hearing on the Waterman's Gravel Pit Special Use Permit for Tuesday, March 27th, 2012 at 7 p.m. Town Clerk Schweikert will advertise and send notices to the neighbors. Councilwoman King, Councilman Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

h) Springville Chambers re: Business After Hours – Supervisor Eppolito received correspondence from the Chamber of Commerce requesting the Board's permission for the Chamber to host a new event called "Business After Hours" at the Lucy Bensley Center. Their request gave details for the event and stated that alcoholic and non-alcoholic beverages would be available. Discussion ensued regarding alcohol being served and the liability issues involved. Motion by Councilman Krezmien, seconded by Councilman Snyder, to deny the Chamber of Commerce's request. Councilwoman King, Councilman Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

ITEM #6. OLD BUSINESS

There was none. Motion made by Councilman Krezmien, seconded by Councilman Salzler, to close Old Business. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito voting aye. Carried.

ITEM #7. CONSENT AGENDA

- a) T/Concord Schedule of General Insurance
- b) NYS DOT re: Route 219 Bridge
- c) Southtowns Community Enhancement Coalition 2/12/12 Minutes
- d) Arts Center Summer Gala
- e) WNY Southtowns Scenic Byway

Motion made by Councilman Krezmien, seconded by Councilman Salzler, to approve the Consent Agenda, Item a-e. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito voting aye. Carried.

ITEM #8. COUNCILMAN NOTES

- a) Councilman Salzler brought the members up to date on the Bicentennial Committee. The birthday party celebration is March 20th. There will be Bicentennial merchandise available for purchase.
- b) Councilman Snyder attended the West Valley Demonstration meeting where proposed Federal budget cuts were discussed.
- c) Supervisor Eppolito informed the Board that there will be another Drug Drop at the hospital on April 28th.
- d) Supervisor Eppolito informed the Board that there will be an Affordable Housing Land Use Tools Presentation on March 15th at 6:30 p.m. at the Town Hall.
- e) Supervisor Eppolito and Town Attorney Barone are working on the Code of Ethics and a Conflict of Interest Form.
- f) Supervisor Eppolito discussed the special library taxing proposal. In some cases, library boards are being encouraged to form a 501(c) (3). That way if it does go to a taxing district, donations would stay with the library and not to the County.
- g) Supervisor Eppolito has been in discussion with Town Engineer Mark

Alianello and Hwy Supt Dains regarding the major sewer reconstruction project at Craneridge. Discussion about the different ways to approach the reconstruction project. Town Engineer Mark Alianello is working on preliminary figures for both options (one is a forced main/directional drilled and the other is a standard drill). The Craneridge Association will be contacted to discuss this project when all details are available.

h) Supervisor Eppolito has received a request from Tracy Braun of Ridgeview to reduce the 7.5 sewer units to be reduced to a single family residence; removing it from the subdivision. This is being researched and will go to the Planning Board first.

i) Supervisor Eppolito noted that the Zoning Map for the Town needs to be reviewed for possible updating. The Town currently has 13 zoning districts and possibly the zoning districts could be simplified and the map would be redrawn. The list of uses language could be modified. The 1998 Master Plan calls for Zoar Valley Road to be commercial. Supervisor Eppolito noted that Carol Horwitz, a Planner, will be working with Town Engineer Mark Alianello, on this project and report back to the Board.

ITEM #9. MOTION TO ADJOURN

Motion by Councilman Salzler, seconded by Councilwoman King, and passed unanimously, to adjourn the meeting at 8:35 p.m. in memory of:

Paul Nunweiler
Robert Barthel
Paul Morley
Howard Croakman

Darlene G. Schweikert
Town Clerk