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BOARD MEETING  
JULY 08, 2010

The Gerry Town Board met at 7:00 PM, July 08, 2010, at the Gerry Town Hall for the regular monthly board meeting.

Present were: John R. Crossley, Supervisor  
Robert B. Heitzenrater, Councilman  
Gary J. Swan, Councilman  
Richard C. Heath, Councilman  
Linda D. Bartholomew, Councilwoman  
Jodie L. Fehlman, Deputy Town Clerk  
Mark A. Risley, Highway Superintendent  
William Duncanson, Jr., Town Attorney  
Troy Kennelley, Dog Control Officer  
Larry Barmore, District 9 Legislator

Absent were: Recia L. Myers, Town Clerk  
Dave Crossley, Zoning Officer

CALL TO ORDER:

Supervisor Crossley called the meeting to order and led in the Pledge of Allegiance.

PRIVILEGE OF THE FLOOR:

Supervisor Crossley asked Larry Barmore, District 9 Legislator, if the county will reinstate the County tax on clothing if the state does. Larry Barmore, District 9 Legislator, stated that the County tax is regulated by the state so if the state puts it back on then the county will also put it back on. Larry Barmore, District 9 Legislator, will check into this further and report back to the Gerry Town Board next month.

COMMUNICATIONS:

A letter was received in regards to a two day County History seminar being held at the Chautauqua Suites in Mayville NY. The Town of Gerry Historian Peggy Heath, may participate in August of next year.

OFFICERS REPORT:

Zoning Officer.

Dave Crossley, Zoning Officer, was absent but gave a report as follows:

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4 permits issued this month.  
22 pending permits

Dog Control Officer. Troy Kennelley, DCO, reported that out of the 15 dogs on Hanson Road 13 of them have now been licensed the other two have received tickets to appear in court. DCO Kennelley has continued on to the Cobb Road and found 3 dogs and found 14 dogs on 28 Mile Creek Road . In total he has found 32 unlicensed dogs on the four roads. DCO Kennelley stated that people are scared of him as he has been going around door to door doing the enumeration. Supervisor Crossley stated that if they were afraid they could contact the Town Clerk to check. Supervisor Crossley also stated that Troy Kennelley, DCO, is doing a great job and to keep up the good work.

Troy Kennelley, DCO, stated that as of January 1, 2011, the State of New York will no longer be in charge of the dog licensing. Supervisor Crossley will talk with Recia Myers, Gerry Town Clerk, to see where the town stands on getting tags after the state is no longer providing them to the towns. Larry Barmore, District 9, Legislator, asked if there was a law that the dogs had to be licensed in the town. Supervisor Crossley stated that all dogs that reside in the Town of Gerry have to be licensed in the Town of Gerry.

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Highway Superintendent.

Highway Superintendent, Mark Risley, commented that the bridge on the Hanson Road is completed and is now open. Highway Superintendent, Mark Risley, also stated that most of the big summer jobs have been finished.

Highway Superintendent, Mark Risley, stated that The Town of Gerry has been using the county's tar bucket for the jobs in our town; however Superintendent Risley stated that he would like to purchase one for our town. The tar bucket runs about \$8,500.00. Supervisor Crossley, asked if this is something that we could go in on with other Towns. Superintendent Risley stated that the Town of Gerry uses it a lot and the tar bucket would be beneficial to the town due to the fact that the Town of Gerry has already used 15 to 20 loads this year alone. Supervisor Crossley stated that he feels that we should see how the rest of the year goes and suggested that Highway Superintendent, Mark Risley, get two quotes and they will discuss this at a later date.

Assessor's report.

No report was received.

COMMITTEES, BOARDS OR AGENCIES:

Park & Recreation Committee.

Councilman Heath reported that the committee members worked on getting the weeds out of the playground, they tilled it and that has seemed to work.

Councilman Heath, stated that Jim Boerst, replaced the lights in the men's bathrooms and on the flag pole at the Gerry town park. A light was also purchased for the flag pole at the Town Hall and town resident Dave Hall will be installing it. Councilman Heath stated that he also bought some spray to repair the holes in the walking track at the Town Park. Jim Boerst, Part Time Mower, will fix the holes and Highway Superintendent, Mark Risley, will check on this process.

Councilman Heath, commented that he had removed the Grange sign from the Town Hall sign and it is being stored by the Historian, Peggy Heath, for historical purposes.

Town Picnic Committee.

Councilwoman Bartholomew stated they are having a meeting on Tuesday, July 13, to discuss the food, drinks and music for the Town of Gerry picnic. Councilwoman Bartholomew also stated that the three churches in Gerry are also going to join in on the festivities.

SPECIAL ORDERS:

Resolution No. 32- 2010. Exemption for Conflict of Interest. A motion was made by Councilman Heath, seconded by Councilman Heitzenrater. Approved.

Resolution No. 33 -2010. Comprehensive Plan : A motion was made by Councilwoman Bartholomew; seconded by Councilman Swan. Approved.

Resolution No. 34 -2010. Comprehensive Plan Lead Agency: A motion was made by Councilman Swan, seconded by Councilman Heitzenrater. Approved.

Minute approval for the June 2010 Board Meeting was approved on a motion by Councilman Heitzenrater, seconded by Councilman Heath. Approved.

OLD BUSINESS:

Supervisor Crossley stated that the Town Clerk had a request to rent out the Gerry Town Hall. The Town board discussed this issue and think it is a liability for the Town of Gerry. Town Attorney, William Duncanson Jr., stated that other towns are having the same discussions about this issue of renting out the town hall. Supervisor Crossley stated that he and Recia Myers, Gerry Town Clerk, will work on this and this matter of the renting of the Town Hall and will be discussed further

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at the next town board meeting in August 2010.

Supervisor Crossley also stated that he had a conference call with Chuck Schumer's Office and with a Representative in Washington D.C. concerning The Army Reserve Center located in the Town of Gerry, and the conditions of the grounds. This is after complaints from town residents about the up keep of mowing. Senator Cathy Young sent a letter on behalf of the town of Gerry to the commander of the Army reserves to see if they can consolidate with Jamestown's reserve center. Town Residents have offered to mow it however it is a liability. so the Town of Gerry Highway Department has mowed it since and the will continue to mow it for the rest of this year. The Army states that they do not have the money in the budget to mow it at this time. The Town of Gerry has documented pictures of how it looked before it was mowed and after.

**NEW BUSINESS:**

Lori Johnson, Recreation leader, commented that there has been a great turn out for the summer recreation program for the Town of Gerry there have been between 35 and 37 kids every day. Summer Recreation leader, Lori Johnson, stated that they are planning a couple of field trips however they do not have enough money to take all of the kids on more than one trip. After a lengthy discussion the Town Board of the Town of Gerry will look in to getting some money to help so the kids can take the trip. The Town Board is leaving it up to the Recreation Leader, Lori Johnson, to figure out if they take one educational trip to the Chautauqua Bell or two other smaller trips one to the Jamestown Savings Bank Ice Arena and or The Jamestown Bowling Company as per the cost is greater for the one than the other two.

Supervisor Crossley stated that next year they would have to look into increasing the budget for the Summer Recreation Program.

**PRIVILEGE OF THE FLOOR:**

Lori Johnson addressed the Town of Gerry board to see if the Town of Gerry would be willing to sponsor the Cassadaga girls softball team as they go to the state championship. Supervisor Crossley stated that the Town of Gerry donates to town residents only not the whole team. The girls team is mainly from Cassadaga not from the town of Gerry; however if they are willing to start a girls softball team in the town of Gerry the town will delegate the same amount of money for the girls team as they do for the boys baseball teams. The teams in the town of Gerry are run by the parents of the players not run by the Town of Gerry.

The Gerry Town Board discussed the changing of the day for Halloween. The town board stated that they will leave it the same day as everyone else for now and will discuss it further at a later date.

**VOUCHER APPROVAL:**

Highway Fund Vouchers #89 - 95 totaling \$98,065.56 was approved on a motion by Councilwoman Bartholomew ; seconded by Councilman Heath. Approved.

General Fund Vouchers #189 - 213 totaling \$4,324.02 was approved on a motion by Councilman Heath; seconded by Councilman Heitzenrater. Approved.

**ANNOUNCEMENTS:**

The next Board meeting will be held 6:30 PM, August 12, 2010 at the town hall.

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ADJOURNMENT:

The meeting adjourned at 8:10 PM on a motion by Councilman Heitzenrater, seconded by Councilman Heath.

Minutes taken by

Jodie L. Feh1man,  
Deputy Town Clerk