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BOARD MEETING
APRIL 14, 2011

The Gerry Town Board met at 7:00 PM, April 14, 2011, at the Gerry Town Hall for the regular monthly board meeting.

Present were: John R. Crossley, Supervisor
Gary J. Swan, Councilman
Richard C. Heath, Councilman
Linda D. Bartholomew, Councilwoman
Jodie L. Fehlman, Deputy Town Clerk
Recia L. Myers, Town Clerk
William Duncanson, Jr., Town Attorney
Mark A. Risley, Highway Superintendent
Dave Crossley, Zoning Officer
Troy Kennelley, Dog Control Officer

Absent was: Robert B. Heitzenrater, Councilman

CALL TO ORDER:

Supervisor Crossley called the meeting to order and led in the pledge of allegiance.

PRIVILEGE OF THE FLOOR:

COMMUNICATIONS:

1) A letter was received from Casella, The Town Gerry's refuse hauler stating that if diesel fuel prices continue to climb above \$4.09 a gallon that they will have to charge a fuel recovery fee. However, if the diesel fuel prices stay below \$4.09 a gallon there will not be any increase.

OFFICERS REPORT:

Zoning Officer.

Zoning Officer, Dave Crossley, commented that he has been taking care of some property issues and he gave the following report:

April 2011
2 permits issued this month
19 Pending permits

Dog Control Officer.

Troy Kennelley, Dog Control Officer, stated that he has issued a few tickets for failure to renew a dog license and has also issued a couple tickets for unlicensed dogs in the Town of Gerry. Troy Kennelley, Dog Control Officer, also stated that he has been on a couple of calls of a dog barking at a local residence, and he has not been able to reach the owner of the dog.

Troy Kennelley, Dog Control Officer, picked up one dog running at large and the owner has since reclaimed the dog.

Troy Kennelley, Dog Control Officer, stated that Recia Myers, Gerry Town Clerk, has received phone calls about an abundance of dogs in the trailer court. They were advised to contact the landlord on this issue. Troy Kennelley, Dog Control Officer, is going to contact the landlord to discuss the policies.

Highway Superintendent.

Highway Superintendent, Mark Risley, commented that the Highway guys have been working in the shop repairing the boxes, rebuilding an engine, and also have been busy hauling stone. Councilman Heath asked Highway Superintendent, Mark Risley, what was happening with the 1996 Chevrolet Pickup truck and Highway Superintendent, Mark Risley, stated that is going to be declared surplus and will be taken to the auction at the Gerry Rodeo Grounds.

Highway Superintendent, Mark Risley, asked the Town Board about the

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tractor bids and the Gerry Town Board stated that they feel that we should wait and address this again in one year due to the fact that the tractor owned by the Town of Gerry is only four years old and does not have a lot of work hours on it.

Highway Superintendent, Mark Risley, stated that he has had a chance to review the fuel bids, and stated that TPS had the lowest bid and recommended that the Town of Gerry go with TPS. A motion was made by Councilman Swan, to award TPS for the Town of Gerry's fuel bid, seconded by Councilman Heath. Approved.

Highway Superintendent, Mark Risley, commented that he has been confronted by Town of Gerry residents on the use of brine on the roadways in the wintertime. Mark Risley, Highway Superintendent, explained to the Town of Gerry Board that the mixture is only 13% salt and that it is better for the roads than putting down sand and salt mixture and it is free to the town because it is taken out of the gas well in the area. Mark Risley, Highway Superintendent, explained that the sand and salt mixture is very expensive and the Town of Gerry could not afford to have this mixture all winter, he also stated that the brine does a better job clearing the snow and ice off the roads quicker.

Councilman Swan asked Highway Superintendent, Mark Risley, about having the Part-time Mower and Maintenance man paint the bottom part of the Highway building. Mark Risley, Highway Superintendent, stated it was up to the Town Board. Councilman Swan also commented about maybe getting a new sign of the Highway building instead of having it painted on the building.

Assessor's report.

No report was received.

COMMITTEES, BOARDS OR AGENCIES:

Councilman Heath stated that the mill stone is still waiting for a footer to be poured so it can be set into place. The Town of Gerry Board thought it would be nice to have it set at the cemetery, and asked Dave Hall, a Memorial Day Committee Member, of his opinion and he stated that they should talk to the cemetery committee about this idea of having the mill stone set next to the other monuments that are already in place. Councilman Heath will contact the cemetery.

Councilman Heath commented that he would like to address the issue of weeds growing in the wood chips around the playground. Councilman Heath asked Highway Superintendent, Mark Risley, if he could help by putting up a fence for a couple of weeks until the weed killing spray has had a chance to work and to keep the kids safe. Mark Risley, Highway Superintendent, stated he would help out.

Councilman Heath stated that there were 9 applicants that applied for the Part Time Mower and Maintenance position, out of the 9 applicants there were three no shows and they have chosen Phillip J. Walters for the position. Jim Boerst, previous Mower and Maintenance helper, will assist Mr. Walters for a couple of days to learn what he has to do. Councilman Heath asked the Town Board if they would send Jim Boerst a thank you letter for his service. Recia Myers, Town Clerk, and Councilman Heath will work on the letter and get it sent out.

SPECIAL ORDERS:

Resolution No. 24 - 2011. Request to New York State Department of Transportation to lower the speed limit on Hodge Road. A motion was made by Councilman Swan, seconded by Councilman Heath. Approved.

Resolution No. 25 - 2011. Equal Opportunity Employment Policy. A motion was made by Councilwoman Bartholomew, seconded by Councilman Swan. Approved.

Resolution No. 26 - 2011. Adoption Of Local Law No.1 of 2011. A motion was made by Councilman Heath, seconded by Councilwoman Bartholomew. Approved.

Roll Call Vote as follows:

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Councilman Swan
AYE
Councilman Heath
AYE
Councilwoman Bartholomew AYE
Supervisor Crossley
AYE

Resolution No. 27 - 2011. Authorizing Highway Superintendent to attend Highway School in Ithaca, NY. A motion was made by Councilman Heath, seconded by Councilman Swan. Approved.

Resolution No. 28- 2011. Declaring a 1996 Chevrolet Pickup Truck as Surplus. A motion was made by Councilwoman Bartholomew, seconded by Councilman Heath. Approved.

Resolution No. 29 - 2011. Authorizing Zoning Officer to Attend Western Southern Tier Building Educational Conference in Mayville, NY. A motion was made by Councilman Swan, seconded by Councilman Heath. Approved.

Resolution No. 30- 2011. Appointment of Part Time Mower & Maintenance Position. A motion was made by Councilman Heath, seconded by Councilwoman Bartholomew. Approved. Councilman Swan abstained due to a conflict of interest.

Minute approval for the March 2011 Board Meeting/ April 13th Bid Openings. A motion was made by Councilman Heath; seconded by Councilman Swan. Approved.

OLD BUSINESS:

Supervisor Crossley, stated that The Town of Gerry clean up day has been set for April 30, 2011, and will start at 9:00 am in the Sinclairville Fire hall Parking lot. Recia Myers, Gerry Town Clerk, asked Councilwoman Bartholomew if she knew of whom to contact at Cassadaga High School to circulate the flyers for town clean up day. Councilwoman Bartholomew stated that she should contact Phil Bens at the school along with Government Class teacher's Tammy Rice and Marcy Miller.

NEW BUSINESS:

Summer Recreation: Gerry Town Clerk, Recia Myers, will be advertising for the summer recreation program from May 16, 2011 to June 3, 2011. The Interviews will be held on June 4 and will be approved at June 9, 2011 Town Board Meeting .

There will be a public hearing at 6:45 PM May 12, 2011 at the Town of Gerry to Introduce Local Law No 2 of 2011 for the moratorium of standard wind energy for set backs.

The Board of Assessment Review still has an opening to be filled however it does not have to be filled at this point so it will be tabled till next month. Town of Gerry Board is looking to find someone to fill the vacancy.

Councilman Heath displayed tables of savings for the Town of Gerry through the National Grid Energy Conservation program. The Town Hall and the Highway Building would benefit from this program. The Town Hall would have a savings of \$840.30 a year and the Highway Building would have a savings of \$1,588.31 a year on average. The Town of Gerry would have to pay a portion of cost to bring the buildings to be energy efficient. The payment for the town hall is \$632.77 in a lump sum and the Highway barns would be \$1,041.97 a one time lump sum. The National Grid Energy Conservation Program that will bring the lights so they are energy efficient. The Gerry Town Board entertained a motion for Supervisor Crossley to file the proper paper work and accept the National Grid Energy Conservation program made by Councilman Heath, seconded by Councilman Swan. Approved.

Councilwoman Bartholomew, stated that the Gerry Town Picnic is going to be held on AUGUST 13, 2011, from 12:00PM to 4:00 PM at Larson Memorial Park. Councilwoman Bartholomew stated she hoped to see every one there.

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PRIVILEGE OF THE FLOOR:

VOUCHER APPROVAL:

Highway Fund Vouchers #40 - 62 totaling \$17,001.45 was approved on a motion by Councilman Swan; seconded by Councilman Heath. Approved.

General Fund Vouchers #90 - 116 totaling \$6,386.92 was approved on a motion by Councilman Heath; seconded by Councilwoman Bartholomew. Approved.

ANNOUNCEMENTS:

The next Board meeting will be held 6:30 PM, May 12, 2011 at the town hall.

ADJOURNMENT:

The meeting adjourned at 8:03PM on a motion by Councilman Bartholomew, seconded by Councilman Heath.

Minutes taken by

Jodie L. Fehlman,
Deputy Town Clerk