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BOARD MEETING  
MARCH 10, 2011

The Gerry Town Board met at 6:30 PM, March 10, 2011, 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  
Recia L. Myers, Town Clerk  
William Duncanson, Jr., Town Attorney  
Mark A. Risley, Highway Superintendent  
Dave Crossley, Zoning Officer  
Larry Barmore, District 9 Legislator

Absent was: Linda D. Bartholomew, Councilwoman

CALL TO ORDER:

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

PRIVILEGE OF THE FLOOR:

Dave Hall requested if he could take the cardboard out from upstairs from the flags the flag committee purchased and he requested a door jam for the back door as the Judge is not happy. Dave informed the board that the fire department is putting a new electronic board up at the Rodeo Grounds and they have been in contact with Dave Crossley, Zoning Officer, about it. He also said that the Maring's residence had a lot of water and flooding on their property on Wilson Street. Mark Risley, Highway Superintendent, will look at the property.

COMMUNICATIONS:

1) A Thank you note was received from the valley Historical Society thanking the town for their annual donation.

2) A letter from the New York State Deferred Compensation Plan offering a deferred compensation plan was presented. Mark Risley, Highway Superintendent, will let the highway workers know but they seemed not to interested before.

OFFICERS REPORT:

Zoning Officer.

Zoning Officer, Dave Crossley, commented that he has been on 28 Mile Creek Rd. fixing up problems at a residence with a State Representative backing him up on issues and he gave the following report:

February & March 2011

3 permits issued this month  
19 Pending permits  
4 Certificate of Occupancies to be issued for 2010 permits  
5 Certificate of Compliance to be issued for 2010 permits  
1 Certificate of Compliance to be issued for 2009 permit

Dog Control Officer.

Troy Kennelley, Dog Control Officer, could not attend but noted that it has been quiet.

Highway Superintendent.

Highway Superintendent, Mark Risley, commented that they have been busy with wash outs in the ditches from the rain they had last week. Highway Superintendent, Mark Risley, commented that for bidding fuel and road materials they will be accepting the county bid except to advertise for a few road materials and fuel. Mark Risley, Highway Superintendent, requested permission to advertise for

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bidding road materials and fuel. A motion was made by Councilman Heitzenrater to allow the Highway Superintendent to advertise for fuel and road materials seconded by Councilman Heath. Approved.

Highway Superintendent, Mark Risley, gave the results of the bidding of the Tractor and the 1/2 Ton Truck and 3/4 Truck. Ford gave the lowest bid but did not meet spec requirements for a warranty. After discussion of the value of the Chevy with the plow package and the value of a 3/4 Ton or a 1/2 Ton Truck the Town Board agreed to go with the Chevy extended Cab. Councilman Swan made a motion for Highway Superintendent, Mark Risley, to purchase the Chevrolet Extended Cab for \$10,173.00 from Ed Shults, seconded by Councilman Heath. Approved.

Highway Superintendent, Mark Risley, noted that the Tractor Bids came in with the Kubota being the best value. The Town Board discussed how they are concerned about financially purchasing this right now as next year they will be losing revenue. After discussion the Town Board agreed to re-visit these bids next month.

Assessor's report.

Kevin Okerlund, Town Assessor, reported for March:

Now that exemption deadline has passed I am in the process of completing all field review and valuation in the Town. This includes new building permits, follow-ups on previous construction projects that were incomplete, and reviews requested by property owners.

The 2011 Tentative Special Franchise valuations and State Land valuations for the Town of Gerry have been received and are being processed.

The appropriate legal notice required by the State of New York Real Property Tax Law was filed with the Post-Journal for publication on March 1, 2011.

COMMITTEES, BOARDS OR AGENCIES:

No Reports.

SPECIAL ORDERS:

Resolution No. 21 - 2011. Authorizing Municipal Cooperative Agreement for Highway Projects and Maintenance and Designation of Coordinators for the Town of Gerry. A motion was made by Councilman Swan, seconded by Councilman Heitzenrater. Approved.

Resolution No. 22 - 2011. Authorizing Town Clerk to attend the NYS Town Clerk's Association Conference. A motion was made by Councilman Heath, seconded by Councilman Heitzenrater. Approved.

Resolution No. 23 - 2011. 2011 Budget Transfers. A motion was made by Councilman Heath, seconded by Councilman Swan. Discussion. Approved.

Minute approval for the February 2011 Board Meeting/Bid Openings. A motion was made by Councilman Heitzenrater; seconded by Councilman Swan. Approved.

OLD BUSINESS:

No Old Business.

NEW BUSINESS:

PT Mower. Councilman Heath and Town Clerk, Recia Myers, have discussed the advertising and decided that the ad will be placed in the Penny Saver tomorrow and Councilman Heath noted that the deadline will be April 1st to appoint a person to this position at the next board meeting.

Local Law No. 1 of 2011. A proposed Local Law to amend the Town of Gerry Zoning Law was introduced and a public hearing is scheduled for April 14, at 6:45 PM at the Town Hall.

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Clean up Day. The Town Clean up Day is tentatively set for April 30th at 9:00 AM and the Town Clerk will contact Town of Charlotte/Village of Sinclairville Town Clerk to discuss the date and ideas. Larry Barmore, District 9 Legislator, commented that if the Town contacts the landfill a week in advance they will waive the fees.

Supervisor Crossley commented that he attended a meeting with the Town of Charlotte/Village of Sinclairville, Cherry Creek and Ellington regarding sharing a highway building. Mark Risley, Highway Superintendent, voiced his opinion that he felt it would not be a great idea that there are too many concerns on doing this. Supervisor Crossley commented that it was just a discussion and he has many questions as well. Supervisor Crossley asked the town board if they would like to sit down and discuss the idea with the adjoining towns. The Town Board agreed and Supervisor Crossley will notify everyone when they will be planning the meeting.

PRIVILEGE OF THE FLOOR:

Dave Hall also commented a few other items that need to be fixed at the Town Hall that Highway Superintendent, Mark Risley, will take a look at. Also, he suggested that the Town needs new flags approximately 50. Supervisor Crossley will contact the Ellery Legion to see how much they run and contact Dave.

VOUCHER APPROVAL:

Highway Fund Vouchers #29 - 39 totaling \$10,961.82 was approved on a motion by Councilman Swan; seconded by Councilman Heath. Approved.

General Fund Vouchers #61 - 89 totaling \$5,581.44 was approved on a motion by Councilman Heitzenrater; seconded by Councilman Heath. Approved.

ANNOUNCEMENTS:

The next Board meeting will be held 6:30 PM, April 14, 2011 at the town hall.

ADJOURNMENT:

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

Minutes taken by

Recia L. Myers,  
Town Clerk