

MINUTES of the Regular Meeting of the Pembroke Town Board held on March 10, 2010 at the Pembroke Town Hall, 1145 Main Road, Corfu, NY.

PRESENT: James H. Tuttle, Supervisor
John Worth, Councilman
Gary DeWind, Councilman

ABSENT: Edward Arnold, Jr., Councilman
Peter Sformo, Councilman
Stephen Stocking, Highway Superintendent

OTHERS PRESENT: Andrea Davis, Town Clerk;; Deborah Conti, Assessor; Michael Herec, Planning Board Vice-Chairman; Thomas Schneider, Chairman ZBA; Eagle Scouts Mitchell D. Bates, Ethan J. Burns, William R. Gerych, & Scout Leader Timothy Franclemont; Mr. & Mrs. Bates; Mr. Gerych; James Mallory; Richard Doktor; and a representative of the Batavia Daily News.

Deborah Conti gave the invocation; Supervisor Tuttle led the Pledge to the Flag.

The meeting was called to order at 7:00 P.M.

On **MOTION** of Councilman De Wind, seconded by Councilman Worth, to approve the Minutes of the February 1, 2010 Special Meeting; the February 10, 2010 Regular Meeting; and the February 24, 2010 Workshop.

ALL AYES - MOTION CARRIED.

DEPARTMENT REPORTS

ASSESSOR

Mrs. Conti reported on the Association of Towns Conference that she attended in February.

She and Mrs. Mandolene attended the Senior Citizen lunch and gave a presentation on the STAR program, and provided them with brochures on unclaimed funds.

Mrs. Conti's office has been making calls to those senior that have not returned their exemption forms.

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ZONING & CODES ENFORCEMENT

- The Zoning Officer's February Report has been submitted and filed.

HIGHWAY

- The County Highway Superintendents are attending the CHIPs lobbying that is taking place in Albany,

TOWN CLERK

- The Town Clerk's monthly report for February submitted and filed.
- Taxes are slowing down and collections have gone well.

PLANNING BOARD

- Minutes of the February meeting have been submitted and filed.
- Vice Chairman Herec reported that Chairman Kutter will be returning around the middle of April.
- The agenda for the February meeting was light with only two (2) land separations.
- It has been reported to the Town Board that all of the Planning Board Members have completed the required annual training.

County Planning has sent an invitation to those Town Planning Boards that may desire to attend one of the County's meetings. Mr. Herec requested that the Town Board consider if this would count towards their annual training.

- There was discussion, with input by Mr. Schneider, ZBA Chairman, on the application for a used car dealership on the corners of Indian Falls Road and Route 5. Councilman De Wind expressed concern about the number of cars he proposes to display, the condition of the tanks, lighting, etc.

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ZONING BOARD OF APPEALS

- Chairman Schneider reported that there was no meeting in February. We will be having an informational meeting regarding the application for the car dealership on Indian Falls and Rt. 5. He stated that the ZBA and the Planning Board will have to work very closely on this application.
- Mr. Schneider provided the Board with information on a Small Wind Energy Seminar, conducted by Half Moon LLC, and being held in Buffalo, that he would like to attend. He was told by the Half Moon Rep. that he will be able to attend at a reduced rate. The Board agreed to allow Mr. Schneider to attend, but Supervisor Tuttle will verify that the rate is correct.

JUSTICES

- The Justices' reports for February have been submitted and filed. Supervisor Tuttle reviewed same.

SUPERVISOR

- The Supervisor's February reports have been submitted and filed.
- The books are closed out for 2009. All information has been sent to Freed Maxick for the audit.

Supervisor Tuttle announced that we have three (3) young men who, thru their honor, fortitude, and hard work, have attained the rank of Eagle Scout. Mitchell D. Bates, Ethan J. Burns, William R. Gerych, & Scout Leader Timothy Franclemont were introduced. In recognition of this accomplishment, citations have been prepared for the young men. The citations were presented and photos taken.

COMMITTEE REPORTS

Audit, Finance, Insurance, Investment, & Purchasing – Councilman Arnold

- There was no report.

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Building & Ground

- It has been noticed that there is a problem with the tile in a couple of area; nothing major.

Highway/Assessment/Court – Councilman De Wind

- We are working on replacing the Court Security Officer that resigned.

Planning, Zoning, Code Enforcement – Councilman Tuttle

- Have been working with Verizon for a few months trying to get something out of them regarding a phone.

Public Services, Water, Sewer, Refuse/Recycling – Councilman De Wind

- Water District #4 is a work in progress; we need to get more signatures. We know that a few residents were without water, but we still had two (2) residents that were firm about not wanting the water.

Youth Recreation – Councilman Sformo

- Supervisor Tuttle reported that the year end report was completed and signed; we are still waiting to receive money from the other towns for this year’s programs.

Human Resources/Benefits – Councilman Worth

- A meeting was held with Mr. Georger regarding insurance; we want to save as much money for the town as possible without cutting benefits for the insured employees. We would like to remain with the same carrier.

Parks/Land Acquisition – Councilman Arnold

- Councilman De Wind reported on the status of the water into the park. The water box was installed last Friday.
- 100T on sand has been delivered.

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- Councilman De Wind has been talking to a couple of companies regarding fencing for the four (4) small ball fields and also the installation.

Intermunicipal, Economic & Community Development – Supervisor Tuttle

- We continue to talk to the GCEDC. The Yancey’s Fancy grant is progressing on schedule. They have purchased a large machine with the first check we received.

Public Safety – Councilman Arnold

There was no report.

OLD BUSINESS

- For about a year we worked with James Tammaro, CRM of the New York State Archives, to obtain a grant to renovate the back room adjacent to the records room. We have received a check for \$7,577 which is half of the amount of the grant. We agreed that we should start applying for the second half for the clerical half. Phase II involves the imaging of the old and new records. It was a consensus of opinion that we should only need to go back to 1970.
- At the workshop it was agreed that we would send letters to the Indian Falls residents asking them to sign the current petition for water. We will set up a public hearing tentatively in April.

NEW BUSINESS

- Two (2) months ago we were approached by CompuTel, a company that reviews franchises to determine if the franchise companies in our area are paying us what they should be.
- We are applying for two (2) more grants thru Mike Ranzenhofer for a range and ovens at the Community Center.

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- We received a letter from the Corfu Hook and Ladder Company #1. They want to build a display case in the hallway where a phone was once located for an old fireman's uniform that they have on loan. They do not expect us to pay for it; they are only asking our permission to do this.
- At budget time the Board discussed moving funds from the Park Reserve account to the budget. There was not enough time to do this then so we are doing it now.

PUBLIC PARTICIPATION

Richard Doktor announced that they were starting the preparations for the Memorial Day Parade.

RESOLUTIONS

On **MOTION** of Councilman De Wind, seconded by Councilman Worth, the following **RESOLUTION** was **ADOPTED** by roll call vote: Councilman Worth, AYE; Councilman De Wind, AYE; Supervisor Tuttle, AYE.

ALL AYES - MOTION CARRIED

RESOLUTION #13 of 2010 – Transfer of Funds

BE IT RESOLVED that the Pembroke Town Board authorizes the Town Supervisor to transfer \$100,000 from the Park Reserve Fund to the 2010 Budget for the purpose of conducting park capital improvements, subject to permissive referendum; and **BE IT**

FURTHER RESOLVED that the Town Clerk of the Town of Pembroke is instructed to post and publish the required notice pursuant to Section 90 of the Town Law for Resolutions Adopted Subject to a Permissive Referendum.

On **MOTION** of Councilman De Wind, seconded by Supervisor Tuttle, the following

RESOLUTION was **ADOPTED** by roll call vote: Councilman Worth, AYE; Councilman De Wind, AYE; Supervisor Tuttle, AYE.

ALL AYES - MOTION CARRIED

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RESOLUTION #14 of 2010 – Final Budget Transfers for 2009

RESOLVED supervisor be authorized to make the following Budget transfers:

FROM:	A1110.13	MUNICIPAL COURT – CONSTABLE/SECURITY	3171.20	
TO:	A1110.11	MUNICIPAL COURT – COURT CLERK FT		.40
	A1110.14	MUNICIPAL COURT – CLERK TYPIST		3170.80

FROM:	A1220.43	SUPERVISOR – MILEAGE	14.54	
TO:	A1220.4	SUPERVISOR – CONTRACTUAL		14.54

FROM:	A1450.4	ELECTIONS – CONTRACTUAL	113.00	
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TO:	A1450.1	ELECTIONS – PERSONAL SERVICES		113.00
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FROM:	A1620.42	BUILDINGS – CONTRACTUAL -PEMBROKE	3281.20	
TO:	A1620.41	BUILDINGS – CONTRACTUAL – CORFU		3281.20

FROM:	A1660.4	CENTRAL SUPPLY -	393.45	
TO:	A1670.4	CENTRAL PRINTING & MAILING – CONTRA'L		393.45

FROM:	A1920.4	UNALLOCATED INSURANCE	1.00	
TO:	A1940.4	PURCHASE OF LAND		1.00

FROM:	A9010.8	STATE RETIREMENT	6714.26	
TO:	A9060.8	HOSPITAL & MEDICAL INSURANCE		6714.26

FROM:	B3620.1	SAFETY INSPECTION – CODE ENFORC. OFFICE	627.51	
TO:	B3620.4	SAFETY INSPECTION – CONTRACTUAL		627.51

FROM:	DA5130.2	MACHINERY – EQUIPMENT	6023.93	
	DA5142.1	SNOW REMOVAL – PERSONAL SERVICES	3791.57	
TO:	DA5130.4	SNOW REMOVAL – CONTRACTUAL		9815.50

FROM:	DA9030.8	SOCIAL SECURITY/MEDICARE	787.07	
TO:	DA9060.8	HOSPITAL & MEDICAL INSURANCE		719.23
	DA9089.8	COVERALLS		67.84

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FROM:	DB5110.4	GENERAL REPAIRS –CONTRACTUAL	1100.00	
TO:	DB5140.4	MISCELLANEOUS (BRUSH & WEEDS) –CONTRACT		1100.00
FROM:	DB9030.8	SOCIAL SECURITY/MEDICARE	1060.26	
TO:	DB9010.8	STATE RETIREMENT		1060.26

On **MOTION** of Councilman De Wind, seconded by Councilman Worth, the following **RESOLUTION** was **ADOPTED** by roll call vote: Councilman Worth, AYE; Councilman De Wind, AYE; Supervisor Tuttle, AYE.
ALL AYES - MOTION CARRIED

RESOLUTION #15 of 2010 - Payment of Abstract 3 of 2010

RESOLVED the Town of Pembroke Town Board, authorizes the Town of Pembroke Supervisor to make all payments and bills contained in Abstract 3 of 2010.

On **MOTION** of Councilman Worth, seconded by Councilman De Wind, the following **RESOLUTION** was **ADOPTED** by roll call vote: Councilman Worth, AYE; Councilman De Wind, AYE; Supervisor Tuttle, AYE.
ALL AYES - MOTION CARRIED

RESOLUTION #16 of 2010 – Corfu Fire Dept./Display Case

BE IT RESOLVED that the Town of Pembroke Town Board hereby approves the request from the Corfu Hook and Ladder, in a letter dated February 26, 2010, to build a display case in the area of the Community Center hallway where a phone was once located. All costs will be paid by the Fire Co.

On **MOTION** of Councilman De Wind, seconded by Councilman Worth, to adjourn the meeting at 7:55 P.M.
ALL AYES – CARRIED.

Respectfully submitted,

Andrea M. Davis, Town Clerk

THESE MINUTES ARE A DRAFT ONLY OF THE TOWN BOARD MEETING OF MARCH 10, 2010 AND ARE SUBJECT TO CHANGE AND/OR REVISION PRIOR TO APPROVAL BY THE TOWN BOARD.