

REGULAR MEETING
TOWN OF DAYTON
WEDNESDAY, JULY 13, 2016
7:00 P.M.

- PRESENT: Mark Smith, Supervisor, Dennis Ackley, Diana Clabeaux, Town Council, Ruth Bennett, Town Clerk, Brian Taber, Highway Superintendent, James Musacchio, Attorney, Absent: Thomas Chupa, Edward Lulas,
- CALL TO ORDER: Supervisor Smith called the meeting to order at 7:00 p.m.
- MINUTES: Clerk Bennett gave each member of the Board a copy of the minutes to be read before the meeting. A motion to accept the minutes was made by Councilman Ackley, seconded by Councilman Clabeaux. A vote was taken on the motion, Carried.
- HIGHWAY: The Highway Department reported they worked on cutting brush, more black top patching, put millings on one of the dirt roads, spent a few weeks getting road sides mowed, put in a driveway pipe on White Road for a new building, did some shared service with the Village of South Dayton and the South Dayton Fire Company helping them clean ditches. We started to ditch in Dayton and the wheeled excavator broke down, we had a traffic count done on Cabc Road – one from the corner of Route 353 to the County transfer station – on dump days the count was high on non-dump days the count was a lot less, I think the County should assist with the maintenance on that 4/10's of a mile section as the traffic count is up due to Gowanda not picking up garbage any more.
- About August 2 will be starting our road chipping in the Town and the Village of South Dayton-everyone needs to be aware and slow down.
- COURT: Court Clerk Bennett reported the Court heard in May – 39 Vehicle & Traffic, 2 Town Law, 1 Environmental Conservation Law, 1 Penal Law, 1 Ag & Markets Law a total of 44 cases and collected \$3246.00. In June the Court heard 26 Vehicle & Traffic Law, 1 General Maintenance Law 3, Town Law, 1 Small Claim, a total of 31 cases and collected \$2025.00.
- CLERK: Clerk Bennett read a letter from CBRE regarding a cell tower that is going to be erected on or near the Moss farm on the Chautauqua County end of Nashville and Alleghany Roads.
- Cattaraugus County Legislature has passed Local Law #1-2016-to maintain a registry hosted by the Sherriff's Office of all animal abuse offenders who reside in Cattaraugus County and are convicted of an animal abuse crime committed on or after March 18, 2016 and must register with the County Sheriff within five days of judgement and or release from incarceration. Offenders must within five days of any change notify the Sheriff's Office of that change.
- September rabies clinics at the County DPW garages are Sept. 1 at Markham, Sept. 6 at Franklinville, Sept. 8 at Allegany all are from 4:30-7:30 p.m.
- ATTORNEY: Attorney Musacchio brought a proposed Local Law regarding a moratorium on Commercial Solar Power "farms" that would cover a land area of more than 100 square feet. A motion was made by Councilman Ackley, seconded by Councilman Clabeaux to have a public hearing on a moratorium for solar farms. A vote was taken on the motion, Carried. A public hearing will be held on August 10, 2016 at 7:15 p.m. on the matter.
- SUPERVISOR: Supervisor Smith read the Shared Service Agreement with Cattaraugus County, he then asked the Highway Superintendent his thoughts and he agreed with it. A motion was made by Councilman Clabeaux, seconded by Councilman Ackley to accept the agreement. A vote was taken on the motion, Carried.

RESOLUTION #3 Supervisor Smith read the Standard Work Day and Reporting Resolution for Elected and Appointed Officials for New York State Retirement. A motion to accept the resolution was made by Councilman Clabeaux, seconded by Councilman Ackley. A vote was taken on the motion, Carried.

Supervisor Smith then read a letter from Cattaraugus County about modifying the current Senior Citizen Exemption by adding option #2, which would increase income to \$24,200 but less than \$25,100=15% of assessed value would be exempt and \$25,100 but less than \$26,000=10% of assessed value would be exempt. Board decided to table this to next month when the full Board would be here.

BILLS: A motion was made by Councilman Ackley, seconded by Councilman Clabeaux to pay General Funds claims #118-134, in the amount of \$9,778.14 as set forth in Abstract #7, dated July 13, 2016, Highway Fund claims #78-85, in the amount of \$26,238.16 as set forth in Abstract #7, dated June 8, 2016. A vote taken on the motion, Carried.

The Supervisor, Town Clerk and Tax Collector's reports for June, 2016 were received by the Board.

ADJOURN: A motion to adjourn was made by Councilman Ackley, seconded Councilman Clabeaux at 7:30 p.m., the next meeting will be August 10,2016 at 7:00 p.m.

Respectively Submitted,

Ruth Bennett, Town Clerk