

REGULAR MEETING
TOWN OF DAYTON
WEDNESDAY, SEPTEMBER 13, 2017
7:00 P.M.

- PRESENT: Mark Smith, Supervisor, Thomas Chupa, Diana Clabeaux, Dennis Ackley, Town Council, Ruth Bennett, Town Clerk, James Musacchio, Attorney, Brian Taber, Highway Superintendent, Roxanne Aucoin, Nancy Hintz, Absent: Edward Lulas
- CALL TO ORDER: Supervisor Smith called the meeting to order at 7:05 p.m.
- LOCAL LAW #2 A motion was made by Councilman Chupa, seconded by Councilman Ackley to pass the temporary moratorium on the issuance of applications and granting of permits, licenses or approvals for the Siting of Commercial Solar Power Pojects in the Town of Dayton. A roll vote was taken on the motion, Clabeaux-aye, Smith-aye, Chupa-aye, Ackley-aye.
- 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 Clabeaux, seconded by Councilman Chupa. A vote was taken on the motion, Carried.
- HIGHWAY: The Highway Department reported they worked on cutting shoulders, road side mowing, repairs on grader, helped neighboring Town with chipping. Superintendent filled out and sent the Town's CHIP Program paperwork, we should see reimbursement around September 15th of about \$89,489.63. We should also be getting our reimbursement from the County for the Thatcher Brook Project in the amount of \$10,466.66, we spent \$5,000 the rest was "in kind " service.
- The 2003-544 loader has 13,230 miles and 45.31 hours on it, regarding the sander for the 2015 single axel truck I have a price of \$9 ,722.70 for a stainless steel one. The box on the ten-wheeler I also got a price of \$23,000, Board discussed steel or stainless steel box.
- A motion was made by Councilman Chupa, seconded by Councilman Clabeaux to order the sander with the understanding that it will be paid for after January 1, 2018. A vote was taken on the motion, Carried.
- The offset mower we bought for \$400 has brought a bid of \$1100. A motion was made by Councilman Ackley, seconded by Councilman Chupa to accept the bid of \$1100. A vote was taken on the motion, Carried.
- COURT: The Court heard in August, 5 Vehicle & Traffic, 4 Town Law, and 4 Penal Law, a total of 13 cases, and collected \$1,083.00
- CLERK: Clerk Bennett read a letter from Ken Chase, President of the Conewango Watershed Commission, Classes sponsored by Southern Tier West Planning & Zoning Training at Jamestown Community College, Jamestown on Wed. Nov. 8, 2017-3:30 – 8:30 p.m., and Thur. Nov. 9, 2017, at JCC Olean-12:30-5 p.m.
- Southern Tier West is hosting a Planning & Zoning Training on Wednesday, September 27, 2017 from 6-8 p.m. at Jamestown Community College.
- The 2017 hazardous household waste disposal day is Saturday, September 30, 2017 – need to register by September 22, 2017.
- BILLS: A motion was made by Councilman Clabeaux, seconded by Councilman Ackley to pay General Funds claims #154-174 in the amount of \$7,584.00 as set forth in Abstract #9, dated September 13, 2017, Highway Fund claims #98-111, in the amount of \$8,277.69 as set forth in Abstract #9, dated September 13, 2017. A

vote taken on the motion, Carried.

SUPERVISOR: Supervisor Smith told the Board that Time Warner/Spectrum misled him regarding the telephone and internet service to the Town Hall at no charge it would only be television service, therefore, I asked for the 5%, that is the most we can get. A motion was made by Councilman Clabeaux, seconded by Councilman Ackley that we get 5% or do nothing. A vote was taken on the motion, Carried.

Supervisor discussed General Code Publishers contract updating our Code, decided to wait until after the Local Law for Solar Power is passed.

The Town received a certificate of appreciation for being a 2017 CAP member to Southern Tier West.

Supervisor read a letter from Judge Frost asking for permission to apply for a grant thru the JCAP Program for a hand-held metal detector, exit lights and additional cameras for the parking area. A motion was made by Councilman Chupa, seconded by Councilman Ackley to apply for the JCAP Grant. A vote was taken on the motion, Carried.

Received a letter from NYS Dept. of Taxation & Finance certifying the final State equalization rate for the 2017 assessment roll is 100%.

ATTORNEY: Attorney Musacchio provided the Supervisor with a copy of the Collins solar code which he changed to Town of Dayton for the Board to look at and in October come back with any changes you may want to make. The State wants to take away home rule with their model law.

Supervisor also gave the Board a copy of the current budget with a space to make changes for the next year.

PUBLIC: Roxanne Aucoin asked for an executive session with no reason given.

Nancy Hintz discussed code enforcement, no ads for vacancies or meetings, local laws were not passed and sent to the State. She also told the Supervisor that because he did not pick up Town items that she had she has now gotten rid of them.

EXECUTIVE SESSION: A motion was made by Councilman Clabeaux, seconded by Councilman Chupa to go into executive session with Roxanne Aucoin at 7:55 p.m. Returned from executive session on a motion by Councilman Chupa, seconded by Councilman Clabeaux at 8:17 p.m. no action taken.

The Supervisor and Town Clerk's reports for August, 2017 were received by the Board.

ADJOURN: A motion to adjourn was made by Councilman Chupa, seconded by Councilman Ackley, at 8:18 p.m., Carried. The next meeting will be October 11, 2017 at 7 p.m.

Respectively Submitted,

Ruth Bennett, Town Clerk

