

REGULAR MEETING  
TOWN OF DAYTON  
WEDNESDAY, MARCH 14, 2018  
7:00 P.M.

PRESENT: Angie Mardino-Miller, Supervisor, Thomas Chupa, Diana Clabeaux, Dennis Ackley, Bruce Drajem, Town Council, Ruth Bennett, Town Clerk, Brian Taber, Highway Superintendent, John Grenell, Attorney, Roxanne Aucoin, Assessor, Absent, Arnold Andolsek, John Mussell, Linda Till

CALL TO ORDER: Supervisor Mardino-Miller called the meeting to order at 7:13 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 Clabeaux, seconded by Councilman Ackley. A vote was taken on the motion, Carried.

LOCAL LAW #2 A motion was made by Councilman Chupa, seconded by Councilman Ackley to approve Local Law #2 to amend Local Law #3-2008 Granting a partial exemption from town real property taxes for cold war veterans. A vote was taken on the motion, Carried.

HIGHWAY: The Highway Department reported they replaced the transmission wiper arm, replaced the serpentine belt in the 2013 truck, replaced the wiring harness in the 2015 truck, did some shared service work with the Village of South Dayton sanding, and the Town of Persia hauling sand and cutting brush. The Superintendent would like the Board to consider replacing the 2015 F450 which has 40,000 miles on it while we can get something out of it.

We are having trouble with the shop doors-the remotes do not work right, they try to open the door as they are backing in and another door goes up. I have called Hamburg Overhead door as they put the doors in and they don't call me back, and their upset that they had to replace the doors. I have called Jamestown Overhead door and Peterson and someone suggested Pine Valley garage door. After discussion a motion was made to get the remotes fixed at a cost of not more than \$500 by Councilman Drajem, seconded by Councilman Chupa. A vote was taken on the motion, Carried.

The guys would like their checks by 10 a.m. Supervisor Mardino-Miller explained that the checks are mailed and she will have them here by 2 p.m. Two of the guys have direct deposit and that is certainly an option to the others if the way they are getting them now is a problem.

The only other question I have is about my insurance. Supervisor Mardino-Miller said Baghat & Baghat has talked to you, I have talked to you, the only thing I can tell you is that the insurance year starts on March 1<sup>st</sup>, as of March 1<sup>st</sup> we will take \$26.00 per month. You have already had that conversation with Baghat & Baghat multiple times because they call me. Mr. Taber responded they will not accept the minutes that were written in November, 2017. Supervisor Mardino-Miller responded that she was not here in November, 2017. Councilman Chupa said Baghat & Baghat called him and asked if he was here in November, 2017, Councilman Chupa said yes and he understood that Mr. Taber's insurance was going up from \$400 and something to \$500 and something and would the Board raise the amount they would contribute to his insurance by \$100 to make it \$500 and that would be part of Mr. Taber's pay and Mr. Taber would pay anything over \$500 after March 1<sup>st</sup>. Mr. Taber said no. Mr. Taber stated that he wasn't going to have to pay anything until March 1<sup>st</sup>. Councilman Chupa asked the other Board members if they agreed that the increase would take effect on Jan 1<sup>st</sup> or March 1<sup>st</sup> (too many people talking over each other to understand what they are saying). After discussion among the Board members that sat on the Board in November, 2017 about the amount Mr. Taber should be reimbursed for the

three pay periods that he says he should not have been paying anything toward his health insurance, they agreed on \$120.00. A motion was made by Councilman Chupa, seconded by Councilman Clabeaux to refund Mr. Taber \$120.00 for the first three pay periods of 2018. A vote was taken from Councilman Clabeaux, Chupa and Ackley to refund \$120.00. Carried. Supervisorardino-Miller and Councilman Drajem did not vote as they were not on the Board in November, 2017.

Mr. Taber asked if he could get a financial report once a month, so he can make sure his figures match. Councilman Chupa said he can get the highway year to date.

COURT: The Court heard in February, 2 Vehicle & Traffic, 17 Town Law, 3 Penal Law, 7 Environmental Conservation Law, 1 Civil case, a total of 30 cases, and collected \$432.50.00. A motion was made by Councilman Drajem, seconded by Councilman Chupa to approve the Court report. A vote was taken on the motion, Carried.

CLERK: Clerk Bennett gave her tax collector report for January and February. In January, collected \$840,167.16, paid to the Supervisor \$406,692.69, paid to the County \$466,000.00, had three correction of assessor errors costing the Town \$362.31 and the County \$714.39. In February collected \$114,487.32, penalty \$1,134.21, and overpayments of \$.25, total collected \$115,621.78. Refunded \$176.14 for a correction of assessor error. A motion was made by Councilman Drajem, seconded by Councilman Chupa to accept the Collector reports. A vote was taken on the motion, Carried.

There will be a training session on the Powers and Duties at Salamanca BOCES on February 27<sup>th</sup> at 5:30 to 8 p.m.

BILLS: A motion was made by Councilman Chupa, seconded by Councilman Drajem to pay General Funds claims #44-55 in the amount of \$3,628.55 as set forth in Abstract #3, dated March 14, 2018, Highway Fund claims #31-41, in the amount of \$5,436.42 as set forth in Abstract #3 dated March 14, 2018. A vote was taken on the motion, Carried.

SUPERVISOR: Supervisorardino-Miller told the Board that she has received a letter of resignation from Robert Hintz from the Board of Assessment Review due to illness effective March 7, 2018. Jeanne Matteson has agreed to take his place. A motion was made by Councilman Ackley, seconded by Councilman Chupa to appoint Jeanne Matteson to the Board of Assessment Review. A vote was taken on the motion, Carried.

Barbara Scott has submitted the annual report. A motion was made by Councilman Chupa, seconded by Councilman Drajem to have the attorney write a letter to both Ms. Scott and Mr. Smith to obtain the backup system of the Town financials that was requested of Mr. Smith in January, 2018 and Mr. Smith refused to turn it over to the Town, the reason he gave was he had three businesses on the program. A vote was taken on the motion, Carried.

Moving on to another subject-payroll for the highway employees—I promised to look at how we could close the gap between the pay raise the highway superintendent and the highway employees get. Here is what I found—in 2016 Mr. Taber received a \$500 per year raise and the employees received nothing, in 2017 Mr. Taber received a \$500 per year raise and the employees received \$520 for the year. In 2018 Mr. Taber received \$1,300 plus \$1200 increase for his insurance that the Town pays for a total of \$2500 and the employees received \$520.

Going forward we will separate base pay from their \$.75 per hour insurance buyout along with the Deputy Superintendent's extra \$.25 per hour he gets for being the deputy highway superintendent, then the employees will have a clear vision of their base pay. I continue to believe that superintendent's compensation being \$6,000 a year and three highway employees being \$1,560 a year is too wide of a gap, I believe it is our obligation to narrow this gap and give the highway employees more in the new budget.

ASSESSOR: no report, and wasn't here during her office hours after sending the Supervisor a text at 12:50 p.m. saying that she was sick, however, the Supervisor stated that she had agreed to change her hours to Wednesday's 12:30 to 4:30 p.m. A motion was made by Councilman Chupa, seconded by Councilman Clabeaux. A vote was taken on the motion, Carried.

CEO: Frank Watson, CEO reported that he is finalizing the Nosal mining permit, which is a renewal.

Gernatt is cleaning up the mine on Route 353 and Wolfe Road which will be a landscaped pond when they are finished.

I am working on sending out letters to get rid of vehicles that have no licenses or are junk, this is just a request letter, just letting the Board know what I am working on.

I had a request about the unmaintained end of Coon Road which appears that the property owner is landlocked from harvesting timber from his land. The property owner had a survey done of Coon Road and it shows that his boundaries to that road are beyond the maintained section of the road. The property owner at his expense has agreed to extend the road from the maintained section to the end of the road putting in gravel and building a road so that he can harvest the timber. A motion was made by Councilman Chupa, seconded by Councilman Ackley to have the attorney draw up the paperwork to improve the Town road from the maintained section to the end. A vote was taken on the motion, Carried. The survey map was given to the Clerk to put in the Archives.

Frank also asked about raising the permit fees. A motion was made by Councilman Ackley, seconded by Councilman Clabeaux to raise the permit fees.

The Supervisor and Town Clerk reports for February, 2018 were received by the Board.

ADJOURN: A motion to adjourn was made by Councilman Chupa, seconded by Councilman Drajem, at 8:15 p.m., Carried. The next meeting will be April 11, 2018 at 7 p.m.

Respectively Submitted,

Ruth Bennett

