

March 15, 2021

Minutes respectfully submitted by Supervisor Spencer.

At 7:00 PM, Supervisor Spencer called the meeting to order with the Pledge to the Flag.

Present: Council members Chris Edmunds, Bradley Regan, Teresa Hewitt, Ken Fisher and Supervisor Marcia Spencer.

Absent: Donna Lavery, Town Clerk

Due to Donna Lavery having to be off work, no vouchers were prepared for the meeting.

### **Pay Claims**

It was moved by Councilman Fisher, seconded by Councilman Edmunds to pay the vouchers for the month once they are prepared and a copy of the Abstract for vouchers will be provided to the Board by the Town Clerk.

Councilman Edmunds, aye, Councilman Fisher aye, Councilman Hewitt aye, Councilman Regan aye, Supervisor Spencer aye. 5 ayes, 0 nays, 0 absent. Carried.

### **Minutes**

Minutes for the February 10th and February 17th 2021 meetings were not available tabled until the April meeting.

7:15 PM, Jamie from 1490 Motors, Ray Giroux and Larry Haven present.

### **Confidentiality Agreement with the Teamsters**

Discussion ensued comparing the two confidentiality agreements, the original one that was prepared by the attorney hired by the Town and approved by the Board and the second version prepared by the Teamsters' attorney. Board members stated that they were not comfortable with the terminology, confidentiality and removal of a paragraph from the first one.

It was moved by Councilman Hewitt, seconded by Councilman Regan not to approve the one prepared by the Teamsters' Attorney.

Councilman Edmunds, aye, Councilman Fisher aye, Councilman Hewitt aye, Councilman Regan aye, Supervisor Spencer aye. 5 ayes, 0 nays, 0 absent. Carried.

### **NIMS**

Councilman Hewitt spoke with Naomi from Cattaraugus County Emergency Services who recommended that the Town adopt NIMS if they had not already done so. Supervisor Spencer stated that both she and Chris Lexer had attended training on NIMS. Spencer will place it on the April agenda as well as the Emergency Management Plan.

At 8:00 PM Code Enforcement Officer Christopher Lexer arrived; he inspected the junkyards per the Board's request and made the following recommendations: Ray Giroux is in compliance, 1490 Motors is in compliance, Billy Tidd's junkyard is in compliance and Lars still has some work to do to clean it up after the fire. Lars had been approved by both the DEC and EPA but fencing needs to be put back and a roof structure with drain needs to be designed and rebuilt. His recommendation was to issue Lars a license with condition that he is in compliance by 05/31/2021.

#### **Issue Junkyard Licenses**

It was moved by Councilman Edmunds, seconded by Councilman Regan to grant junkyard licenses to Ray Giroux, 1490 Motors and Tidde's junkyard.

Councilman Edmunds, aye, Councilman Fisher aye, Councilman Hewitt aye, Councilman Regan aye, Supervisor Spencer aye. 5 ayes, 0 nays, 0 absent. Carried.

It was moved by Councilman Fisher, seconded by Councilman Regan to grant Lars a junkyard license with the understanding that he will come into compliance with a covered dismantling area by 06/01/2021.

Councilman Edmunds, aye, Councilman Fisher aye, Councilman Hewitt aye, Councilman Regan aye, Supervisor Spencer aye. 5 ayes, 0 nays, 0 absent. Carried.

#### **Authorize Supervisor to sign Engineering Agreement Amendments**

It was moved by Councilman Regan, seconded by Councilman Edmunds to authorize Supervisor Spencer to sign the amendments to the Engineering Agreement per the attorney's review.

Councilman Edmunds, aye, Councilman Fisher aye, Councilman Hewitt aye, Councilman Regan aye, Supervisor Spencer aye. 5 ayes, 0 nays, 0 absent. Carried.

#### **Sewer Project Update**

Chris Lexer updated the Board on the Sewer Project. Projected schedule is design, land acquisition, regulatory approval, bid in Spring of 2022, two-year construction window to be completed in 2023 or 2024.

#### **Highway 284 Agreement**

It was moved by Councilman Edmunds, seconded by Councilman Regan to approve the Highway 284 Agreement. All Board members signed the agreement.

Councilman Edmunds, aye, Councilman Fisher aye, Councilman Hewitt aye, Councilman Regan aye, Supervisor Spencer aye. 5 ayes, 0 nays, 0 absent. Carried.

#### **Highway Report**

Highway Supt. Lexer reported that the Highway Dept. had been sweeping roads, patching holes, painting plows and wings. The Salt Storage Building will hopefully be done by May. Lexer informed the Board on the condition of the Highway Garage, citing steel I beams that have rotted out and in need of repair. The interior I- beams, the Dept fixed themselves, but the exterior I-beams and exterior building need work. Maple Grove Welding and Fabricating could replace the lower section of the beams for \$10,530.

#### **Repair of I-beams**

It was moved by Councilman Edmunds and seconded by Councilman Regan to approve Maple Grove Welding and Fabricating to replace the lower section of the beams for a sum of \$10,530.00.

Councilman Edmunds, aye, Councilman Fisher aye, Councilman Hewitt aye, Councilman Regan aye, Supervisor Spencer aye. 5 ayes, 0 nays, 0 absent. Carried.

#### **Replacement of Exterior Metal**

It was moved by Councilman Hewitt, seconded by Councilman Edmunds to approve North East Construction to redo the metal and remove/re-skin the East side door and trim for \$7,000.00 and the South side of building for \$8,000.00.

Councilman Edmunds, aye, Councilman Fisher aye, Councilman Hewitt aye, Councilman Regan aye, Supervisor Spencer aye. 5 ayes, 0 nays, 0 absent. Carried.

Supt. Lexer will get estimates on replacing/repairing concrete.

In other matters, Supt. Lexer informed the Board that the Village of Delevan gave the Town Highway Department their old tanker. The Town Hall insulation was removed and spray foam insulation was done Monday – Thursday with the Town Hall closed. It would have cost an additional \$3,000 for the removal of insulation if it had not been done inhouse. While the work was being performed, the side door to the Board room was found to be unlocked. Supt. Lexer and Supervisor Spencer were notified and did not have the passcode to attempt to lock it. Councilman Hewitt called Justice Guertin who stated that this had occurred several times in the past and DFT Security Co. would come out and disarm it with no charge so that it would lock. Discussion followed about action to be taken, it was suggested that a copy of the original paperwork should be obtained.

#### **Adjourn**

At 8:37 PM it was moved by Councilman Hewitt, seconded by Councilman Edmunds to adjourn. Carried.

