

Mayville, NY

Regular Meeting

March 8, 2021

Present: Supervisor Donald Emhardt, Councilmen Kenneth Burnett, Dave Ward, and Scott Cummings. Town Clerk, Rebecca Luba, Deputy Clerk, Jess Emhardt, Zoning Clerk, Elizabeth Steinbach, Highway Superintendent, Dan Thorsell and Town Attorney, Joel Seachrist.

Absent: Councilman, Thomas Carlson

Others Present: Norma Cummings, Gregory Bacon, Mike Manning(Ramboll) and Andrew Johnson(EcoStrategies)

Supervisor Donald Emhardt opened the regular meeting at 7:00 P.M. with the Pledge of Allegiance.

Motion made by Councilman, Scott Cummings to approve the minutes as presented to the board for February 8, 2021

Second: Councilman Kenneth Burnett

Vote: Supervisor Donald Emhardt – Aye
Councilman Scott Cummings – Aye
Councilman Dave Ward – Aye
Councilman Kenneth Burnett – Aye
Councilman Thomas Carlson- Absent

Carried

Public Comments: None

Departmental Reports:

Highway reported on activities for the month of February which included plowing, opening and cleaning out tubes for spring run-off and switched broom and tank to newest tractor.

Spring Clean-up will take place this year May 3-7, 2021.

Request was made to post roads in the Town of Chautauqua.

Motion made by Councilman Scott Cummings to post the roads as needed within the Town and advertise posting in the Post-Journal.

Second: Councilman Dave Ward

Vote: Supervisor Donald Emhardt – Aye
Councilman Scott Cummings – Aye
Councilman Dave Ward – Aye
Councilman Kenneth Burnett – Aye
Councilman Thomas Carlson – Absent

Carried

Town Clerk's monthly report for February was submitted and filed. Collections totaled \$5,239.45 and disbursed as follows: Supervisor-General Fund: \$822.67, B Fund: \$857.10, Sewer User Fees-SS1 Fund: \$3,262.98, Sale of Water- SW3 Fund: \$72.73, NYS DEC license sales: \$51.97, NYS Animal Population Control program: \$127.00. NYS DOH Marriage License: \$45.00. Record searches completed: 20

A Liquor license renewal notice was received Feb. 16, 2021 from Andriaccio's Family Restaurant for their catering facility located on Chautauqua Stedman Rd.

Second notices for unpaid property taxes were mailed Feb. 16, 2021. Current Tax collections total \$11,695,424.59 with \$1,502,499.66 still outstanding.

2nd notices were also sent for unpaid utilities within the Town's water and sewer districts.

Zoning Clerk, Elizabeth Steinbach reported that the Code/Zoning Office issued 6 building permits with project values of \$1,252,800.00 and issued 8 Certificates of Completion with project values of \$159,160.00.

Assessor's report was submitted and on file in the Clerk's office. The town-wide revaluation will be completed, and notices mailed by the end of the month. Legal notice was published on March 1, 2021 for the assessment inventory as required by the NY State Real Property Tax Law.

Grievance Day is scheduled for May 26, 2021 by appointment.

Councilman Cummings reported that the annual review of the Code Enforcement office and permits was conducted, and everything was in order.

Town Engineer, Mike Manning, updated the Board on the following Town projects:

Water District 2-Water Source project

Summary for the site planning and evaluation of the prospective groundwater well was forwarded to the Board and filed with the Clerk's office. After reviewing the data, it was recommended for the Town to pursue the location as a source of supply for Water District 2. Next steps will be to work on land acquisition for the site and begin engineering and planning phase for production well and distribution pipe. A proposal will be forwarded for the Board's consideration.

Administrative Order on Consent

Now that site investigation for new well is complete, schedule will need to be re-evaluated to reflect current dates and submitted to the Environmental Protection Agency(EPA). Flushing hydrants/valves have not been installed. Supervisor Emhardt will follow up with the contractor, L.W. Parker, to expedite installation and notify EPA upon its completion.

Sewer District 1 Extension 1 North

A preliminary engineering report was submitted to the Board and filed in the Clerk's office. User fee analysis indicated the need for grant funding before project can move forward. Due to the COVID pandemic, State grant programs are currently closed.

Agenda Items:

Highway-New Truck Bid

The board reviewed the state bid quote from Ed Shults Ford of Jamestown for a 2021 Ford Crew Cab to be used by the Town Highway and Lake Cleanup program.

Motion made by Councilman, Scott Cummings to purchase the truck as quoted and not to exceed \$55,632.00.

Second: Councilman Kenneth Burnett

Vote: Supervisor Donald Emhardt – Aye
Councilman Scott Cummings – Aye
Councilman Dave Ward – Aye
Councilman Kenneth Burnett – Aye
Councilman Thomas Carlson- Absent

Carried

Appointments- Board of Assessment Review

The Assessor's office is in need of three new members to serve on the Board of Assessment(BAR). Two members can no longer serve and a sixth member will be required this year due to the Town-wide reassessment and need for two hearing boards.

The following appointments were recommended:

Marilyn Scarpino to fill vacancy of Jane Grice for a 1-year term
Jim Warner to replace Kim Meleen for a new 5-year term.
Ruth Nelson to serve a temporary term of 1-year.

Motion made by Councilman Kenneth Burnett to approve the appointments as presented.

Second: Councilman Dave Ward

Vote: Supervisor Donald Emhardt – Aye
Councilman Scott Cummings – Aye
Councilman Dave Ward – Aye
Councilman Kenneth Burnett – Aye
Councilman Thomas Carlson- Absent

Carried

Fee Schedule

The Code Enforcement Officer asked the Town's attorney to draft a fee schedule for the construction of Solar Farms and Cell Towers and presented it to the Board for their consideration.

RESOLVED, that the permitting fees for "Solar as Principal Use" and "Communication Towers" under, respectively, Section 143-53.1 and Section 143-53 of the Town of Chautauqua Zoning Code shall be as follows:

1. Solar as Principal Use (i.e. Solar Farms):

- A. Application Fee: \$ 500.00
- B. Special Use Permit Fee: \$ 50.00 per megawatt of rated maximum capacity.
- C. Building Permit: \$ 500.00

- D. Electrical Permit: \$ 50.00
- E. Fence Permit: \$ 50.00

2. Communication Towers:

- A. Application Fee: \$ 500.00
- B. Special Use Permit Fee: \$ 500.00 per 100 feet of proposed tower, or fraction thereof.
- C. Building Permit: \$ 500.00.
- D. Electrical Permit: \$ 50.00
- E. Fence Permit: \$ 50.00

Motion made by Councilman Dave Ward to accept the fee schedule as presented.

Second: Councilman Scott Cummings

Vote: Supervisor Donald Emhardt – Aye
 Councilman Scott Cummings – Aye
 Councilman Dave Ward – Aye
 Councilman Kenneth Burnett – Aye
 Councilman Thomas Carlson- Absent

Carried

Engineering Proposal-Mandolin Ridge

The Board reviewed a proposal submitted by CPLs for engineering services to assist with plan review and on-site inspection during construction of the proposed Mandolin Ridge Development. The proposal is based on 40 hours for review and 200 hours for inspection on an hourly basis not to exceed \$22,000.00. In accord with Town Law section 143-69, these costs will be reimbursed by the developer.

Motion made by Councilman Scott Cummings to accept the proposal contingent upon a signed agreement with developer for reimbursement to the Town for the associated expense.

Second: Councilman Kenneth Burnett

Vote: Supervisor Donald Emhardt – Aye
 Councilman Scott Cummings – Aye
 Councilman Dave Ward – Aye
 Councilman Kenneth Burnett – Aye
 Councilman Thomas Carlson- Absent

Carried

A pandemic plan was drafted and submitted to the Board for review. Norma Cummings was present to answer any questions and informed the Board that it was a living document that needs to be reviewed annually and updated regularly as laws and procedures change.

Resolution- Pandemic Plan

WHEREAS, On March 11, 2020 the World Health Organization declared a pandemic for the novel coronavirus which causes the COVID-19 severe acute respiratory syndrome.

WHEREAS, on September 7, 2020, the Governor signed legislation requiring all municipalities and public employers to create and adopt a pandemic plan by April 1, 2021 to adequately protect workers in the event of another state disaster emergency involving a communicable disease,

WHEREAS, on January 27, 2021 a committee representing all Town departments met to develop a plan in accordance with the amended New York State Labor Law section 27-c and New York State Education Law paragraphs k and l of subdivision 2 of section 2801-a (as amended by section 1 of part B of chapter 56 of the laws of 2016), as applicable.

WHEREAS, this plan was developed based on information, best practices, and guidance available to date and describes all town positions differentiating between essential and non-essential employees, required PPE and protocols to mitigate the spread of communicable disease,

RESOLVED, by the Town Board of the Town of Chautauqua, Chautauqua County, New York to adopt the Pandemic Plan as an annex to the Town’s Emergency Operations Plan on file in the Town Clerk’s office and,

BE IT FURTHER RESOLVED, the Supervisor of the Town of Chautauqua and their deputy, will maintain awareness of information, direction, and guidance from public health officials and the Governor’s office, directing the implementation of changes as necessary.

BE IT FURTHER RESOLVED, this resolution shall take effect immediately and copied to all Town of Chautauqua employees.

Motion made by Councilman Dave Ward to accept the resolution as presented.

Second: Councilman Kenneth Burnett

Vote: Supervisor Donald Emhardt – Aye
Councilman Scott Cummings – Aye
Councilman Dave Ward – Aye
Councilman Kenneth Burnett – Aye
Councilman Thomas Carlson- Absent

Carried

Resolution - Retainer agreement with Napoli Shkolnik

WHEREAS, Napoli Shkolnik PLLC, attorneys at law, are uniquely familiar with the effects of perflourinated compounds (PFCs) or any unregulated contaminants in the water supply wells, and the ability to recover for damages in the event of its presence within the Town’s water supply wells; and

WHEREAS, Napoli Shkolnik PLLC, made a proposal to the Town on February 24, 2021; now therefore be it

RESOLVED :

1. The Town hereby authorizes the retention of the services of Napoli Shkolnik PLLC, pursuant to the terms of the fee proposal offered to the Town, dated February 24, 2021 (copies attached), as more fully set forth therein.
2. That the Town hereby authorizes the Town Supervisor to execute the Napoli Shkolnik PLLC retainer agreement.
3. That the Town hereby authorize the Town Supervisor, to cause same to be delivered to Napoli Shkolnik PLLC.

Motion made by Councilman Kenneth Burnett to accept the resolution as presented.

Second: Councilman Dave Ward

Vote: Supervisor Donald Emhardt – Aye
Councilman Scott Cummings – Aye
Councilman Dave Ward – Aye
Councilman Kenneth Burnett – Aye
Councilman Thomas Carlson- Absent

Carried

Public Hearing- Establishment of New Water District (No. 4)

A map, plan and report was submitted to the Town by H&H Chautauqua Development for a public water supply to serve the proposed Mandolin Ridge Development. The developer will construct and install the required infrastructure to serve 54 residential lots and 3 commercial lots. The required legal notice for this hearing was published in the Jamestown Post-Journal on February 19, 2021.

Motion made by Councilman Scott Cummings to open the public hearing at 7:15PM.

Second: Councilman Dave Ward

Vote: Supervisor Donald Emhardt – Aye
Councilman Scott Cummings – Aye
Councilman Dave Ward – Aye
Councilman Kenneth Burnett – Aye
Councilman Thomas Carlson- Absent

Carried

Andrew Johnson, engineer from Eco Strategies, was present to answer any questions. Supervisor Emhardt stated that a resident outside of the proposed boundaries inquired whether they would be able to tie into the district. This would require a new map, plan and report to show feasibility and costs to each household within the extended area and would be best if petitioned by residents. However, an 8” valve will be placed at the edge of the district for possible future expansion.

Discussions are being made with Jamestown BPU, Village of Mayville, and Chautauqua Utility District regard public water within the Town as to have more than one source of water supply current districts and future expansions .

The floor was opened for public comment in which there were none.

Motion made by Councilman Scott Cummings to close the public hearing at 7:21PM.

Second: Councilman Kenneth Burnett

Vote: Supervisor Donald Emhardt – Aye
Councilman Scott Cummings – Aye
Councilman Dave Ward – Aye
Councilman Kenneth Burnett – Aye
Councilman Thomas Carlson- Absent

Carried

Resolution- Making Certain Determinations in Relation to and Findings of Public Interest for Establishment of Water Dist. No. 4

WHEREAS, the Town Board of the Town of Chautauqua, Chautauqua County, New York, has duly caused to be prepared a map showing the boundaries of a proposed Water District in said Town, to be known as the Water District No. 4, and a plan and report in connection therewith; and

WHEREAS, said map, plan and report were prepared by Eco Strategies Engineering & Surveying, PLLC, competent engineers, duly licensed by the State of New York, and have been filed in the office of the Town Clerk of said town, where the same is available during regular office hours for examination by any persons interested in the subject matter thereof; and

WHEREAS, the estimated cost of hook-up fees to the typical property in said District is \$1,000.00 and \$1,000.00 to a one- or two-family home, if any, therein but there will be a meter installation charge of \$191.00; and

WHEREAS, the estimated cost of said District to the typical property therein is \$600.00 in the first year in which operation, maintenance, debt service and other charges and expenses are to be paid and \$600.00 to a one or two family house, if any, therein;

WHEREAS, a detailed explanation of the manner by which were computed said estimated costs of hook-up fees and first-year costs to the typical property has been filed in the office of the Town Clerk at 2 Academy Street in Mayville, New York where the same are available during regular office hours for examination by any person interested in the subject manner thereof; and

WHEREAS, said capital project for said District and the establishment thereof has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, the Town Board has determined will not result in any significant environmental effects, and a Short Environmental Assessment Form is available on file in the office of the Town Clerk where it may be inspected during normal business hours; and

WHEREAS, an Order was duly adopted by said Town Board on February 8, 2021, reciting a description of the boundaries of said proposed Water District No. 4, the improvements proposed, the maximum amount proposed to be expended for said improvements, the proposed method of financing to be employed, the fact that said petition, map, plan and report were on file in the Town Clerk's office for public inspection and specifying the 8th day of March, 2021, at 7:15 o'clock P.M., local time, at the Chautauqua Community Building, 2 Academy Street, in Mayville, New York, in said Town, as the time when and the place where said Town Board would meet for the purpose of holding a public hearing to consider the establishment of said Water District No. 4 and said map, plan and report filed in relation thereto and to hear all persons interested in the subject thereof concerning the same; and

WHEREAS, notice of the aforesaid public hearing was duly published and posted in the manner and within the time prescribed by Section 209-d of the Town Law, and proof of publication and posting have been duly presented to said Town Board; and

WHEREAS, said public hearing was duly held at the time and place in said order as aforesaid, at which all persons desiring to be heard were duly heard; and

WHEREAS, said Town Board has duly considered said map, plan and report and the evidence given at said public hearing;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Chautauqua, Chautauqua County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined as follows:

- a)The notice of hearing was published and posted as required by law and is otherwise sufficient;
- b)All the property and property owners within said proposed Water District No. 4, as described in the preambles hereof, are benefited thereby;
- c)All the property and property owners benefited are included within the limits of said proposed Water District No. 4; and
- d)The establishment of said proposed Water District No. 4 is in the public interest.

Section 2. This resolution shall take effect immediately.

Motion made by Councilman Scott Cummings to adopt the resolution as presented.

Second: Councilman Kenneth Burnett
Vote: Supervisor Donald Emhardt – Aye
Councilman Scott Cummings – Aye
Councilman Dave Ward – Aye
Councilman Kenneth Burnett – Aye
Councilman Thomas Carlson- Absent

Carried

Resolution- SEQRA

BE IT RESOLVED by the Town Board of the Town of Chautauqua, Chautauqua County, as follows:

Section 1. It is hereby determined that the Town Board adopting this resolution declares itself to be the lead agency under the State Environmental Quality Review Act (“SEQRA”) and the regulations promulgated thereunder for purposes of determining the environmental impact of the project described in Section 3 hereof.

Section 2. Based upon the Short Environmental Assessment Form presented and on file, it is hereby determined that the project described in Section 3 hereof is an Unlisted Action which, it is hereby determined will not have a significant impact upon the environment.

Section 3. The project which is the subject of this resolution is described as follows:
Establishment of Water District No. 4 in the Town of Chautauqua, Chautauqua County, New York.

Section 4. This resolution shall take effect immediately.

Motion made by Councilman Dave Ward to adopt resolution as presented.

Second: Councilman Kenneth Burnett
Vote: Supervisor Donald Emhardt – Aye
Councilman Scott Cummings – Aye
Councilman Dave Ward – Aye
Councilman Kenneth Burnett – Aye
Councilman Thomas Carlson- Absent

Carried

Resolution- Establishing District

WHEREAS, the Town Board of the Town of Chautauqua, Chautauqua County, New York, has duly caused to be prepared a map showing the boundaries of a proposed Water District in said Town, to be known as Water District No. 4, and a plan and report in connection therewith; and **WHEREAS**, said map, plan and report were prepared by Eco Strategies Engineering & Surveying, PLLC, competent engineers, duly licensed by the State of New York, and have been filed in the office of the Town Clerk of said town, where the same is available during regular office hours for examination by any persons interested in the subject matter thereof; and **WHEREAS**, the estimated cost of hook-up fees to the typical property in said District is \$1,000.00 and \$1,000.00 to a one- or two-family home, if any, therein, but there will be a meter installation charge of \$191.00; and **WHEREAS**, the estimated cost of said District to the typical property therein is \$600.00 in the first year in which operation, maintenance, debt service and other charges and expenses are to be paid and \$600.00 to a one or two family house, if any, therein; and **WHEREAS**, a detailed explanation of the manner by which were computed said estimated costs of hook-up fees and first-year costs to the typical property has been filed in the office of the Town Clerk at 2 Academy Street in Mayville, New York where the same are available during regular office hours for examination by any person interested in the subject manner thereof; and **WHEREAS**, said capital project for said District and the establishment thereof has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, the Town Board has determined will not result in any significant environmental effects, and a Short Environmental Assessment Form is available on file in the office of the Town Clerk where it may be inspected during normal business hours; and **WHEREAS**, an order was duly adopted by said Town Board on February 8, 2021, reciting a description of the boundaries of said proposed the Water District No. 4, the improvements proposed, the maximum amount proposed to be expended for said improvements, the proposed method of financing to be employed, the fact that said petition, map, plan and report were on file in the Town Clerk's office for public inspection and specifying the 8th day of March, 2021, at 7:15 o'clock P.M., local time, at the Chautauqua Community Building, in Chautauqua, New York,

in said Town, as the time when and the place where said Town Board would meet for the purpose of holding a public hearing to consider the establishment of said Water District No. 4 and said map, plan and report filed in relation thereto and to hear all persons interested in the subject thereof concerning the same; and

WHEREAS, notice of the aforesaid public hearing was duly published and posted in the manner and within the time prescribed by Section 209-d of the Town Law, and proof of publication and posting have been duly presented to said Town Board; and

WHEREAS, said public hearing was duly held at the time and place in said order as aforesaid, at which all persons desiring to be heard were duly heard; and

WHEREAS, said Town Board has duly considered said map, plan and report and the evidence given at said public hearing; and

WHEREAS, said Town Board has adopted a resolution on March 8, 2021 making the findings and determinations required pursuant to Section 209-e(1) of the Town Law; NOW,

THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Chautauqua, Chautauqua County, New York, as follows:

Section 1. The establishment of Water District No. 4 in the Town of Chautauqua, Chautauqua County, New York, to be bounded and described as hereafter set forth, and the improvements proposed therefor consisting of the installation of approximately 4,147 linear feet of 8" water main, including original furnishings, equipment, machinery, apparatus, valves, hydrants, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost to be borne entirely by the project developer, is hereby approved.

Section 2. Said District shall be bounded and described as set forth in Exhibit A attached hereto and hereby made a part hereof.

Section 3. The Town Clerk shall, within ten (10) days after this resolution takes effect, being the date thirty days from the date hereof should no petition for referendum be filed relating hereto, file certified copies of this resolution in duplicate in the office of the State Department of Audit and Control at Albany, New York.

Section 4. This resolution is adopted subject to permissive referendum in accordance with Section 209-e(3) of the Town Law, and establishment of said District is not subject to the approval of the State Comptroller pursuant to Section 209-f of the Town Law.

Exhibit A

Boundaries of Proposed Water District No. 4 in the Town of Chautauqua, Chautauqua County, New York are as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Chautauqua, County of Chautauqua, State of New York, being part of Lot 29, Town 3, Range 13 of the Holland Land Company's Survey (H.L.C.S.) and being further bounded and described as follows:

BEGINNING at a found stone monument at the southwest corner of said H.L.C.S. Lot 29;

THENCE N 00°40'22" E, along the westerly line of said H.L.C.S. Lot 29, a distance of 1,214.59 feet to a found iron stake at the southwesterly corner of lands heretofore deeded to Terry by Prendergast as described in a deed dated December 30, 1912 and recorded in the Chautauqua County Clerk's Office in Liber 388 of Deeds at Page 107;

THENCE N 74°35'15" E, along said lands conveyed to Terry, a distance of 1,900.80 feet to a point on the centerline of New York State Route No. 394 (a.k.a. West Lake Road) and passing through a found iron stake 38.23 feet distant southwesterly as measured along the last described line from said centerline;

THENCE S 26°47'13" E, along the centerline tangent of said New York State Route No. 394, as extended southeasterly, a distance of 133.75 feet to a point on the centerline of the Chautauqua-Stedman Road (a.k.a. County Route No. 33);

THENCE S 05°30'00" W, along said centerline of the Chautauqua-Stedman Road, a distance of 717.66 feet to a point at the northeasterly corner of lands conveyed by Muchell Gibbs Vahl and Patricia Kay Gibbs Wellejus to Mazza Chautauqua Cellars, Inc. as described in a deed dated July 7, 2004 and recorded in said Clerk's Office in Liber 2549 of Deeds at Page 500;

THENCE S 05°30'00" W, continuing along said centerline of the Chautauqua-Stedman Road, a distance of 350.00 feet to a point at the northeasterly corner of lands conveyed by Muchell Gibbs Vahl, Patricia Gibbs Wellejus, and Thomas Erlyn Gibbs to Thomas Erlyn Gibbs as described in a deed dated December 4, 1998 and recorded in said Clerk's Office on December 29, 1998 in Liber 2404 of Deeds at Page 280;

THENCE N 89°40'30" W, along the northerly line of said lands conveyed to Thomas Erlyn Gibbs, a distance of 30.06 feet to a found rebar with cap;

THENCE continuing N 89°40'30" W, along said northerly line, a distance of 494.94 feet to a found rebar and cap at the northwesterly corner of said Gibbs property; THENCE S 05°30'00" W, along the westerly line of said Gibbs property, a distance of 550.00 feet to a point on the southerly line of said H.L.C.S. Lot 29 and passing through a found rebar 0.2 feet distant northerly, as measured along the last described line, from said H.L.C.S. lot line;

THENCE N 89°40'30" W, along said southerly line of H.L.C.S. Lot 29, a distance of 1,226.97 feet to the point and place of beginning, containing 54.98 acres of land to be the same more or less. BEING and intending to describe those lands conveyed by The White Carrot Gardens, LLC to H&H Chautauqua Development, LLC by deed dated May 21, 2019 and recorded in the Chautauqua County Clerk's Office on June 4, 2019 as Instrument Number DE2019003603 and those lands conveyed by Chautauqua Inns, Ltd. To H&H Chautauqua Development, LLC by deed dated May 22, 2019 and recorded in the Chautauqua County Clerk's Office on June 5, 2019 as Instrument Number DE2019003607.

Motion made by Councilman Scott Cummings to adopt resolution establishing Water District No. 4 in the Town of Chautauqua.

Second: Councilman Kenneth Burnett

Vote: Supervisor Donald Emhardt – Aye
 Councilman Scott Cummings – Aye
 Councilman Dave Ward – Aye
 Councilman Kenneth Burnett – Aye
 Councilman Thomas Carlson- Absent

Carried

The Annual Financial Report for 2020 was completed and filed with the State Comptroller's office. Legal was submitted to the Post-Journal on March 02, 2020 and a copy is available in the Town Clerk's office for public inspection during regular business hours

Budget Transfers

Motion made by Councilman Scott Cummings to approve the following budget transfers for 2020 as presented by the Town Supervisor and bookkeeper.

<u>TO</u>	<u>AMOUNT</u>	<u>FROM</u>	<u>AMOUNT</u>
TRANSFERS TO BALANCE - A FUND			
A1220.1 Supervisor - Pers svcs	0.04	A1010.1 Town Board - pers svcs	111.81
A1220.4 Supervisor - contractual	1,087.82	A1010.4 Town Board - contract	100.00
A1355.2 Assessment - equipment	229.99	A1110.1 Municipal Court - pers svcs	1,250.09
A1410.1 Town Clerk - pers svcs	2,648.69	A1110.2 Municipal Court - equip	4,564.09
A1420.4 Law - contractual	450.00	A1110.4 Municipal Court - contract	8,241.23
A1460.1 Records Mgmt officer - pers	1,076.92	A1220.2 Supervisor - equip	104.03
A1460.4 Records Mgmt officer - cont	42.83	A1330.1 Tax Collection - pers svcs	12,269.25
A1620.2 Buildings - equipment	1,692.94	A1330.4 Tax Collection - contract	1,000.00
A1620.46 Buildings - contract	518,359.24	A1355.1 Assessment - pers svcs	18,802.80
A1620.45 Data processing	251.27	A1355.4 Assessment - contract	14,795.08
A1620.46 Central storage	2,233.85	A1410.2 Town Clerk - equip	1,000.00
A1620.47 Printing & mailing	6,982.78	A1410.4 Town Clerk - contract	2,335.36
A3310.4 Traffic control - contract	534.90	A1460.2 Record Mgmt Officer - equip	1,346.17
A7110.4 Chautauqua Lake - contract	9,509.09	A1620.1 Buildings - pers svcs	202.70
A8430.4 Natural Gas - contract	2,355.82	A1620.41 Utilities	18,524.48
A9020.8 Medicare	220.70	A1910.4 Unallocated insurance	70.75
A9030.8 Social Security	1,598.77	A1950.4 Taxes paid on municipal bldg	5,708.68
A9060.8 Hospital & Med ins	475.28	A3510.1 Control of dogs - pers svcs	4,300.00
		A3510.2 Control of dogs - equip	250.00
A1270 Shared Services	12,000.00	A3510.4 Control of dogs - contract	2,914.74
A1289 Other genl govt income	6.75	A5010.1 Hwy Admin - pers svcs	171.37
A2397 Capital projects, other govts	2,000.00	A5010.2 Hwy Admin - equip	1,000.00
A2401 Interest & earnings	6,721.95	A5010.4 Hwy Admin - contract	725.00
A2410 Rental of real property	10,457.96	A5132.400 Garage - Contract	26,030.38
A2544 Dog licenses	392.00	A5182.4 Street Lighting - contract	1,068.43
A2610 Fines & forfeited bail	4,219.50	A7410.4 Library - contract	3,000.00
A3001 State revenue sharing	17,900.00	A9010.8 State retirement	322.78
		A9730.7 BAN interest	5,618.42
		A9901.900 Interfund transfers	10,000.00
		A9905.7 Capital projects - buildings	285.01
		A1081 Other PILOT	14.51
		A1090 Interest/penalty prop tx	2,736.58
		A1170 Franchises	4,312.04
		A1255 Clerk Fees	143.07
		A2611 Animal Transport	35.00
		A2665 Sale of equip	18,275.00
		A2701 Prior year refund	95.50
		A2750 AIM replacement pymt	17,964.00
		A2770 Unclassified revenue	90,000.00
		A3005 Mortgage tax	28,400.02
		A599 Unexpended fund balance	295,360.72
	<u>603,449.09</u>		<u>603,449.09</u>

TRANSFERS TO BALANCE - B FUND

B3620.1	Safety inspection - pers svcs	9,376.10	B1990.4	Contingent acct	9,360.00
B9020.8	Medicare	191.84	B3620.4	Safety inspection - contract	1,159.23
B9030.8	Social security	951.29			
		<u>10,519.23</u>			<u>10,519.23</u>

TRANSFERS TO BALANCE - DA FUND

DA2401	Interest & earnings	670.13	DA1120	Nonproperty tax dist by County	8,182.47
DA2801	Interfund revenues	10,000.00	DA9010.8	State retirement	262.98
DA5130.2	Machinery - equipment	103,016.70			
DA5130.4	Machinery - contract	28,413.98			
DA5142.1	Snow removal - pers svcs	98,145.37			
DA5142.4	Snow removal - contract	20,264.93			
DA9020.8	Medicare	222.09			
DA9030.8	Social security	1,191.00			
DA9060.8	Hospital & medical insurance	12,136.88			
		<u>274,061.08</u>	DA599	Unexpended fund balance	<u>265,615.63</u>
					<u>274,061.08</u>

TRANSFERS TO BALANCE - "DB FUND"

DB5110.41	General repairs - asphalt	7,008.42	DB5110.4	General repairs - contract	10,913.57
DB5110.43	General repairs - stone, slag	25,697.67	DB9010.8	State retirement	262.97
DB5110.44	General repairs - drain tile	54.39	DB9020.8	Medicare	532.74
DB5110.45	General repairs - fuel oil	13,113.50			
DB9060.8	Hospital & medical insurance	19,970.35	DB3501	Consolidated Hwy Aid	54,135.05
		<u>65,844.33</u>			<u>65,844.33</u>

TRANSFERS TO BALANCE - SSI FUND

SS1-8110.4	Sewer admin - contract	71,145.00	SS1-1030	Special assessments	614.04
SS1-8120.2	Sanitary sewers - equip	21,497.37	SS1-2122	Sewer Charges	94,946.35
SS1-8120.4	Sanitary sewers - contractual	3,449.39	SS1-2128	Interest & penalties on Sewer	163.62
			SS1-2401	Interest & earnings	259.04
			SS1-599	Unexpended fund balance	108.71
		<u>96,091.76</u>			<u>96,091.76</u>

TRANSFERS TO BALANCE - SWI FUND

SWI-8320.4	Source of supply - contr	47,598.61	SWI-1990.4	Contingent account - contract	25,000.00
SWI-9730.71	Tower BAN interest	4,041.56	SWI-8310.4	Water admin - contract	26640.17
		<u>51,640.17</u>			<u>51,640.17</u>

TRANSFERS TO BALANCE - SW3 FUND

SW3-2140	Metered water sales	6,108.56	SW3-2148	Interest & penalties	14.05
SW3-2378	Water services	5,000.00	SW3-8320.4	Source of supply - contract	6,515.94
SW3-2401	Interest & earnings	44.80	SW3-8389.4	Other water expenditures	4,083.00
			SW3-599	Unexpended fund balance	540.37
		<u>11,153.36</u>			<u>11,153.36</u>

Second: Councilman Kenneth Burnett
Vote: Supervisor Donald Emhardt – Aye
 Councilman Scott Cummings – Aye
 Councilman Dave Ward – Aye
 Councilman Kenneth Burnett – Aye
 Councilman Thomas Carlson- Absent

Carried

Motion made by Councilman Scott Cummings to approve the Supervisor’s Report for January.

Second: Councilman Dave Ward

Vote: Supervisor Donald Emhardt – Aye
 Councilman Scott Cummings – Aye
 Councilman Dave Ward – Aye
 Councilman Kenneth Burnett – Aye
 Councilman Thomas Carlson- Absent

Carried

Motion made by Councilman Scott Cummings approve the vouchers as presented to the board for payment. Abstract #003, Voucher # 087- 135

ABSTRACT # 003
DEPOSIT OF 02/01/2021 - 03/31/2021

Code	Fund	Amount
Book:	A B DA DB H1 H2 H3 H4 H5 K SF2 SF4 SL1	
A	GENERAL FUND - TOWNWIDE	75,633.24
B	GENERAL FUND - OUTSIDE VILLAGE	444.76
DA	HIGHWAY FUND - TOWNWIDE	67,802.39
DB	HIGHWAY FUND - OUTSIDE VILLAGE	7,530.63
H4-	WATER DISTRICT 2	5,144.00
SL1-	PT CHAUTAUQUA LIGHT DISTRICT	315.63
SL2-	DEWITTVILLE LIGHTING DISTRICT	320.91
SL4-	BAYBERRY LANDING LIGHTING DIST	20.35
SS1-	CHAUT HEIGHTS SEWER DISTRICT	246.15
SW1-	CHAUT HEIGHTS WATER DISTRICT	6,733.78
SW3-	CHAUTAUQUA SHORES WATER DISTRICT	21.02
Total:		164,212.86

Second: Councilman Dave Ward

Vote: Supervisor Donald Emhardt – Aye
 Councilman Scott Cummings – Aye
 Councilman Dave Ward – Aye
 Councilman Kenneth Burnett – Aye
 Councilman Thomas Carlson- Absent

Carried

Motion made by Councilman Scott to adjourn the regular meeting at 7:45 P.M.

Second: Councilman Kenneth Burnett

Vote: Supervisor Donald Emhardt – Aye
 Councilman Scott Cummings – Aye
 Councilman Dave Ward – Aye
 Councilman Kenneth Burnett – Aye
 Councilman Thomas Carlson- Absent

Carried

Rebecca Luba, RMC
 Town Clerk
 Town of Chautauqua