

Present: Supervisor Donald Emhardt, Councilmen Kenneth Burnett, Dave Ward, Thomas Carlson and Scott Cummings. Deputy Clerk, Elizabeth Steinbach, Town Justice, Tim Hull and Town Attorney, Joel Seachrist

Others Present: Sharon Smead, Kevin and Ella Ames, Emit Tenpas, Heather Olson, Andy Johnson and Hank Navarro.

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 for the regular meeting held May 13, 2019.

Second: Councilman Kenneth Burnett

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

Carried

Public Comments:

Emit Tenpas from Mayshark Builders presented the Board with a schematic of a proposed residential development on a 55-acre lot located to the right of Rte 394 and Chautauqua Stedman Rd. The projected development would provide approximately 56(fifty-six) residential lots and 3(three) commercial lots in accord with the Town’s current zoning requirements. The road is being installed to meet all roads specs. so it can be turned over to the Town for maintenance once completed. In addition to taking over the road, the Town will also be asked to take over the existing pond. No association is planned for this area but there will be deed restrictions put in place to maintain the green infrastructure and to help secure a certain design standard. Councilman Ward stated that a Design Review Committee was formed to work with them on the concept and details to ensure the best outcome for the Town and its residents.

Kevin Ames asked the Board if he could bring his food truck, Kev’s Kitchen, to the Town parking lot during the lunch hour(s) on Thursdays starting June 20, 2019. Town Attorney, Joel Seachrist, advised the Board that this would open it up to all food truck vendors and it would be in the Town’s best interest to have either a Local Law or standard vendor agreement in place. The Board agreed and asked Mr. Seachrist to draft a standard agreement that would include the necessary requirements. Mr. Ames provided the clerk with his email to have the application forwarded once available.

Departmental Reports:

Town Clerk report for the month of May was submitted and filed. Monthly fees remitted totaled \$6,183.91; Dog License sales of \$684.00; Conservation sales of \$933.00, Building/Zoning fees of \$2,493.50 and 5 Marriage licenses were issued.

Certificate of Satisfaction has been received from the County for the 2019 Town/County Tax collection. Reports and bank statements have been finalized and filed. A notice for liquor license renewal was received by Big Inlet Brewery.

Building Department reported that 30 building permits were issued in May with a total project value of \$464,768.00 and 17 Certificates of Completion were issued with a total project value of \$5,876,468.00.

Highway reported on roadside mowing, patching potholes, ditch and culvert installed on Dean Rd. and Lawson Rd. Asplundh cut five trees on Webber Rd. for the Town and the New Holland Powerstar tractor was delivered.

Councilman Cummings, on behalf of the North Chautauqua Lake Sewer department, stated that the old sewer tanks at the Community Municipal Building are not connected to the district and could be filled in by the highway department.

Assessor's report was submitted and on file. Board of Assessment Review Hearings were held May 29th in which there were 8 parcels were presented to the Board for review. Final roll will be filed with the County and State July 1, 2019 and the appropriate legal will be published. Final equalization rate for the upcoming year is 98.35% This is the ratio of assessed value to market value across 4 classifications; residential, commercial, utilities and farm /vacant lands. This figure determines what percentage of market value a municipality is assessing properties. The Town should move ahead with a complete revaluation for the 2020 assessment roll. The new appraiser, Steve Sorg has started work and is doing well.

Monthly report for Town Court submitted and filed in the Clerk's office.

Committee Reports:

Sewer- The sewer upgrade for District 1 is moving forward. Councilman Carlson presented a draft for a local law regulating the use of private sewers and drains in Sewer District 1. Attorney Seachrist was asked to review and make revisions as needed for final action of the Board. Homeowners that are adjacent to Sewer District 1 along the boundaries of the new force main have inquired about being able to hook in to the public sewer. The board will look into the feasibility of voluntary hook-ups.

Stormwater Management- Councilman Ward stated he has been talking with Taylor West of the CLWMA and they are aware of the flooding issues in Hartfield and will be looking in to what can be done with stormwater management in this area. In addition, Mr. West is assisting the highway department with a grant application for a new salt shed.

Agenda:

Resolution: WORK DAY AND REPORTING RESOLUTION

WHEREAS, all paid elected and appointed officials who are members of the NYS Retirement System that are not paid hourly and do not participate in an employer's time keeping system must submit a 3-month Record of Activities to calculate the average number of days worked per month.

WHEREAS, the minimum number of hours that can be established for a standard work day is 6 and the maximum is 8

WHEREAS, the Town Bookkeeper will calculate the record of activities with the Standard Work Day established and report results to the Office of the State Comptroller

NOW, THEREFORE, BE IT RESOLVED, the Town Board for the Town of Chautauqua hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on their record of activities.

Highway Superintendent- 8Hrs/Day

Councilman – 6 Hrs/Day

With the recent upgrades to Sewer District 1, a new contract with North Chautauqua Lake Sewer District is needed for continued operation and treatment.

Motion made by Councilman, Thomas Carlson authorizing the Supervisor to negotiate said contract with NCLSD and execute the agreement once final.

Second: Councilman Kenneth Burnett

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

Carried

A local law authorizing wedding and event facilities in the R-A and C-T District by Special Use Permit was presented to the board.

Motion made by Councilman, Scott Cummings to set a public hearing for Local Law 1 of 2019 at the next regular meeting held on July 8, 2019 at 7:15PM.

Second: Councilman Dave Ward

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

Carried

Non-Agenda Items

Attorney Seachrist asked the Board to consider setting a public hearing for a local law emending Chautauqua Shores residential zoning district. A draft will be emailed to all Board members.

Motion made by Councilman Scott Cumming to set a public hearing for Local Law 2 of 2019 at the next regular board meeting on July 8, 2019 at 7:20PM

Second: Councilman Thomas Carlson

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

Carried

Motion made by Councilman, Thomas Carlson to approve the Supervisor's report for May.

Second: Councilman Scott Cummings

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

Councilman Kenneth Burnett – Aye
Carried

Motion made by Councilman Scott Cummings approve the vouchers as presented to the board for payment. Abstract #006, Voucher # 333-404

ABSTRACT # 006
DEPOSIT OF 05/01/2019 - 06/30/2019

Code	Fund	Amount
Book:	A B DA DB H1 H2 H3 K SF2 SF4 SL1 SL2 SL4	
A	GENERAL FUND - TOWNWIDE	50,876.62
B	GENERAL FUND - OUTSIDE VILLAGE	8,051.80
DA	HIGHWAY FUND - TOWNWIDE	52,534.94
DB	HIGHWAY FUND - OUTSIDE VILLAGE	11,335.64
H3-	SEWER & WATER EXPANSION	21,165.76
SL1-	PT CHAUTAUQUA LIGHT DISTRICT	298.38
SL2-	DEWITTVILLE LIGHTING DISTRICT	304.53
SL4-	BAYBERRY LANDING LIGHTING DIST	17.73
SS1-	CHAUT HEIGHTS SEWER DISTRICT	2,640.65
SW1-	CHAUT HEIGHTS WATER DISTRICT	5,032.36
SW3-	CHAUTAUQUA SHORES WATER DISTRICT	899.00
Total:		153,157.41

Second: Councilman Dave Ward

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

Carried

Motion made by Councilman Thomas Carlson to adjourn the regular meeting at 8:05 P.M.

Second: Councilman Scott Cummings

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

Carried

Rebecca Luba, Town Clerk
Town of Chautauqua