

## Minutes

### Town of Persia Regular Board Meeting

8 West Main Street, Gowanda, NY 14070

May 23, 2019

### Comprehensive Plan Workshop at 6:30pm

### Supervisor John Walgus calls meeting to order at 7:00p.m.

#### Roll Call:

Supervisor: John T. Walgus: present  
Highway Superintendent: Daniel H. Ackley: absent  
Councilperson: Theresa A. Girome: present  
Councilperson: Gloria J. Tomaszewski: present  
Councilperson: Robert O. Dingman: present  
Councilperson: Seth H. Howard: present  
Town Clerk: Denise M. Trumpore: present

#### Others present:

Legislator Andy Burr

Jack Broyles

### PUBLIC PARTICIPATION

**Legislator Andy Burr:** It's a pleasure to be here tonight. I would like to introduce myself to everyone and say if there is anything I can do to assist the town that I am here to help. I did pass along the marijuana resolution along with some grant application resolutions that the town sent to me. The County did pass a resolution in opposition of the Governor's plan on taking funds away from the towns and villages and the County is also looking into long term funding to increase their highway budget which will help with county road maintenance.

**Jack Broyles:** As a member of the Board of Assessment Review I would just note that we had 3 properties to discuss on Grievance Day which was May 22<sup>nd</sup>.

**Supervisor John T. Walgus:** \* It is nice to have our Legislator Andy Burr here with us tonight. I would hope Mr. Burr could help the town in fighting the Governor's plan to eliminate or reduce AIM, extreme weather funding and CHIPS; the town has a possibility of losing over \$30,000 in funding if these programs are reduced or eliminated. \*I have paid the pre-pays and have processed payroll; I noticed a mistake I made in January for the 2019 pay dates and corrected the dates, and that is reflected in the new schedule that I have given all employees. \* I ask for a resolution to approve the Supervisors report and also a resolution to

# Town of Persia Regular Board Meeting

May 23, 2019

8 West Main Street, Gowanda, New York 14070

---

accept the financial statement from Bahgat & Bahgat. \* Tonight, Councilman Howard will present to you a resolution on the purchase of a plow truck from the Town of Napoli. Just for the record, and prior to making a commitment to Napoli I surveyed the town board members by telephone and it was all positive on purchasing the plow truck. \* The Highway Superintendent is not here tonight because his daughter is receiving an award at the school. \* As part of the ongoing internet expansion in the town with DFT Communications, we applied for a grant from Southern Tier West Regional Planning & Development Board to begin Phase 2 of the project. As of this meeting, it seems that we do not qualify for grant assist with the project at this time. \* Armstrong Communications is planning on bringing DSL internet service to some parts of the town. You can access a map from their web site and see where they are planning to do this. \* I was unable to attend the County Supervisors Associations monthly meeting on May 2<sup>nd</sup>; I asked Councilman Howard to attend in my place since Cattaraugus County Administrator Jack Searles was going to give an update on the County Wide Shared Services Initiative so he will give us a report on the meeting. \* I attended the Spirit of Gowanda Dinner on April 13<sup>th</sup>; the Highway Superintendents daughter received the Excellence in Youth Award, Congratulations Olivia Ackley!! \* On April 29<sup>th</sup> I attended the joint Comprehensive Plan Committee and Zoning & Planning Board meeting; after three years of hard work the final copies were submitted to the Cattaraugus County Planning Board for their comments and suggestions about our revisions and updates to the Comprehensive Plan and Planning & Zoning Laws. I want to thank Councilman Girome, Councilman Howard, Building Inspector Shaw, the Town Council, and the Planning & Zoning Board for their dedication to these projects. \* After many discussions with Charter Communications and in conjunction with the Town Attorney, we have negotiated a new franchise agreement with them. I have the new agreement if the board would like to look it over and I would like to have a resolution to have a public hearing for comment on the franchise agreement. \* I have completed the Annual Update Document (AUD) which consists of the town's balance sheets as of December 31<sup>st</sup> 2018 and the related results of operations, changes in fund equity, and budget summaries. I also have the completed General Ledger for all the town accounts, since they are quite lengthy, I have them here if anyone wants to look at them. \* I am asking for a resolution to accept 6 hours as a standard workday for hired and appointed employees. \* As it has been our protocol, the fire department will install a new flag on top of the town hall this weekend. We change the flag just before Memorial Day to honor the brave men and women who have and who are serving our country. \* I would like to have a workshop on July 13<sup>th</sup> at 6:30 to discuss legal matters. \* Happy Birthday this month to Mary Beth Beverlin and Louise Hubbard. \* I hope everyone has a happy Memorial Day and remember the New Happening begins May 31<sup>st</sup> to June 2<sup>nd</sup>.

# Town of Persia Regular Board Meeting

May 23, 2019

8 West Main Street, Gowanda, New York 14070

---

**Highway Superintendent Daniel H. Ackley:** \* absent

**Councilperson Gloria Tomaszewski:** \* I Attended the Healthy Community Funding Board meeting on April 17<sup>th</sup>; election of officers was held and Ann Battigalia was elected president and Robert Gaylord was elected treasurer. Danny Davis is a new board member. There are five people on the waiting list for an apartment, and Bert Miller was hired as the new maintenance person. \* Attended the Comprehensive Plan meeting on April 29<sup>th</sup>. \* I stopped in on Grievance Day at the town hall and talked with the Board of Review members, at that time, no one came in to grieve.

**Councilperson Theresa A. Girome:** \* I would like to recommend the appointment of Debbie Brown to the Planning & Zoning Board. \* We had a Planning & Zoning Board meeting on April 29<sup>th</sup>; we discussed the Comprehensive Plan in regards to the corrections recommended. I would like to have a public hearing on the Comprehensive Plan and also a public hearing on the Zoning Law updates. \* I attended the Village Board meeting on May 14<sup>th</sup>. \* On May 21<sup>st</sup> I attended the Gowanda Correctional Facility honoring and in memory of those who passed away this past year.

**Councilperson Robert O. Dingman:** \* no report.

**Councilperson Seth H. Howard:** \* read highway bills. \* I would like to have a resolution to purchase a 2005 International plow truck from the Town of Napoli for \$33,000. \* I would like a resolution declaring the 1989 Mack plow truck surplus. \* We would also need to have a budget modification to take the monies from our repair reserves and snow removal account. \* On May 2<sup>nd</sup> I attended the Cattaraugus County Supervisors meeting, I have passed all notes onto Mr. Walgus, I would like to note that at the meeting it was discussed that Forest Lawn is looking into purchasing abandoned cemeteries and we could look into this at a later time. \* On May 21<sup>st</sup> I attended the Comprehensive Plan meeting along with having phone conversations with Ms. Girome on finalizing the plan.

**Assessor Kate Harrington:** \* Worked on the 2019 tentative roll was completed in late April. A copy of the roll has been left with the Town Clerk; it is also available on the County's website at: <https://www.Cattco.org/assessment-rolls> \* Change of assessment notices have been mailed out to all property owners whose assessment increased or decreased. \* Exemption Removal Notices have been mailed out to all property owners that are not eligible for an exemption assigned to the property in the last year. \* Added no property transfers for the months of March and April. These cannot be added until July 1<sup>st</sup>. \* Attended a NYS Assessor's Association training in Batavia on April 26<sup>th</sup> on the valuation of vacant land; this training covered valuation theory, and type issues, sales data, highest and best use,

# Town of Persia Regular Board Meeting

May 23, 2019

8 West Main Street, Gowanda, New York 14070

---

commercial, waterfront, forest land types, and Real Property Version 4 valuation, including land schedules and tables. \* Grievance Day is May 22<sup>nd</sup> from 4pm to 8pm; I will be attendance along with my Supervisor Dan Martonis, and my aide, Jason Mahar. \* Please feel free to contact me at 716-938-2341 or [KHarrington@cattco.org](mailto:KHarrington@cattco.org) if you have any questions.

## **Town Clerk Denise M. Trumppore: \***

Total transactions for April: 143

Total Collected: \$ 2,046.00

Towns Portion: \$ **786.45**

\*I ask for a resolution to accept the minutes from April 11<sup>th</sup>.

## **RESOLUTION # 41Audit of Claims**

On a motion of Councilperson Dingman

Seconded by Councilperson Girome

The following was

ADOPTED AYES – 5 Dingman, Girome, Tomaszewski, Howard, Walgus

NAYS – 0

**RESOLVED that the bills contained on abstract #5 for General and Highway have been reviewed by the Town Board and are authorized for payment in the following amounts:**

**Abstract 5 – General vouchers # 76 to # 95 Total = \$ 6,696.47**

**Abstract 5 – Highway vouchers # 22 to # 37 Total = \$ 45,454.57**

## **RESOLUTION #42 Approval of Minutes**

On a motion of Councilperson Howard

Seconded by Councilperson Tomaszewski

ADOPTED AYES – 5 Howard, Tomaszewski, Girome, Dingman, Walgus

NAYS - 0

**RESOLVED to approve the minutes from April 11, 2019.**

## **RESOLUTION #43 Supervisors report**

On a motion of Councilperson Tomaszewski

Seconded by Councilperson Girome

ADOPTED AYES – 5 Tomaszewski, Girome, Howard, Dingman, Walgus

NAYS - 0

**RESOLVED to accept the Supervisor report for April 2019.**

Town of Persia Regular Board Meeting

May 23, 2019

8 West Main Street, Gowanda, New York 14070

---

**RESOLUTION #44 Financial Report**

On a motion of Councilperson Howard

Seconded by Councilperson Tomaszewski

ADOPTED AYES – 5 Howard, Tomaszewski, Girome, Dingman, Walgus

NAYS - 0

**RESOLVED to accept the financial report for April 2019.**

**RESOLUTION #45 Debbie Brown**

On a motion of Councilperson Girome

Seconded by Councilperson Howard

ADOPTED AYES – 5 Girome, Howard, Tomaszewski, Dingman, Walgus

NAYS – 0

**RESOLVED to appoint Debbie Brown to the Planning & Zoning Board.**

**RESOLUTION #46 Public Hearing on the Comprehensive Plan**

On a motion of Councilperson Girome

Seconded by Councilperson Howard

ADOPTED AYES – 5 Girome, Howard, Tomaszewski, Dingman, Walgus

NAYS – 0

**RESOLVED to conduct a Public Hearing for comment on the Comprehensive Plan on June 13<sup>th</sup> at 7:00pm.**

**RESOLUTION #47 Public Hearing on the Zoning Laws.**

On a motion of Councilperson Girome

Seconded by Councilperson Dingman

ADOPTED AYES – 5 Girome, Dingman, Tomaszewski, Howard, Walgus

NAYS – 0

**RESOLVED to conduct a Public Hearing for comment on the Zoning Law updates on June 13<sup>th</sup> at 7:30pm.**

**RESOLUTION #48 Public Hearing on Charter Franchise Agreement**

On a motion of Councilperson Girome

Seconded by Councilperson Howard

ADOPTED AYES – 5 Girome, Howard, Tomaszewski, Dingman, Walgus

NAYS – 0

**RESOLVED to conduct a Public Hearing on the Charter Franchise Agreement on June 13<sup>th</sup> at 8:00pm.**

Town of Persia Regular Board Meeting

May 23, 2019

8 West Main Street, Gowanda, New York 14070

---

**RESOLUTION #49 2005 International Plow Truck**

On a motion of Councilperson Howard

Seconded by Councilperson Dingman

ADOPTED AYES –5 Howard, Dingman, Tomaszewski, Girome, Walgus

NAYS – 0

**RESOLVED to purchase a 2005 International Plow Truck from the Town of Napoli for \$33, 000.**

**RESOLUTION #50 1989 Mack Plow Truck**

On a motion of Councilperson Howard

Seconded by Councilperson Tomaszewski

ADOPTED AYES – 5 Howard, Tomaszewski, Girome, Dingman, Walgus

NAYS – 0

**RESOLVED to declare the 1089 Mack Plow Truck surplus.**

**RESOLUTION #51 Standard Workday for elected and appointed officials**

On a motion of Councilperson Tomaszewski

Seconded by Councilperson Girome

ADOPTED AYES –5 Tomaszewski, Girome, Howard, Dingman, Walgus

NAYS –0

**RESOLVED to establish 6 hours as a standard working day for elected and appointed officials.**

**RESOLUTION #52 Budget modification**

On a motion of Councilperson Howard

Seconded by Councilperson Dingman

ADOPTED AYES – 5 Howard, Dingman, Tomaszewski, Girome, Walgus

NAYS –0

**RESOLVED to increase the Highway Outside Village 2019 expenditure budget by \$23,000 which represents the use of the Repair Reserves for the purchase of the 2005 plow truck. This will increase the budgeted amount for the account DB5142.2 – Snow Removal – Equipment and decrease the Appropriated Fund Balance.**

**RESOLUTION #53 Budget modification**

On a motion of Councilperson Howard

Seconded by Councilperson Dingman

ADOPTED AYES -5 Howard, Dingman, Tomaszewski, Girome, Walgus

NAYS –0

Town of Persia Regular Board Meeting

May 23, 2019

8 West Main Street, Gowanda, New York 14070

---

**RESOVED to increase the Highway outside Village 2019 expenditure budget by increasing DB5142.2 – Snow Removal – Equipment and by decreasing Appropriated Fund Balance by \$10,000 for the remainder of the cost for the purchase of the 2005 plow truck.**

**RESOLUTION # 54 Workshop**

On a motion of Councilperson Howard

Seconded by Councilperson Tomaszewski

ADOPTED                      AYES – 5 Howard, Tomaszewski, Girome, Dingman, Walgus

NAYS – 0

**RESOVED to have a workshop on June 13, 2019 at 6:30 to discuss legal matters.**

Hearing no objection, we now adjourn our meeting in memory of our Town residents Michael Chmiel, Marlene Weyand and Joyce Dispenza.

Meeting adjourned at 7:41 pm.

Respectfully submitted,

Denise M. Trumppore

Town Clerk