

REGULAR TOWN BOARD MEETING
Gaines, NY June 9, 2009

PRESENT: Richard DeCarlo ----- Supervisor
 David Kast ----- Councilperson
 James Kirby ----- Councilperson
 Bill Lattin ----- Councilperson
 Lorraine Oakley ----- Councilperson
 Ron Mannella ----- Superintendent
 Jean Klatt ----- Town Clerk
 Douglas Heath ----- Council

EXCUSED: Ron Mannella was excused early at 7:40 PM.

OTHERS PRESENT: Carol Culhane, Sue Smith, Marilyn Miller, Connie Mosher, Tibbs Ahlberg, Jaime Rivera, David G. Thom

Supervisor DeCarlo called the meeting to order at 7:30PM with the Pledge to the Flag.

RESOLUTION 25-09

Joint Equipment Purchase

On a motion from Councilperson Kast and seconded by Councilperson Lattin the resolution was adopted

Ayes 5
Nay 0

Resolved that the board will delay the joint equipment purchase with the Town of Albion until September.

PRIVILEGE OF THE FLOOR/PUBLIC CONCERNS

Marilyn Miller asked if the planning board vacancy would be filled and if the vacant position would be advertised.

Sue Smith asked how the planning board could have a new letter of interest since the Town Board has not advertised and that she does not feel the planning board should be soliciting members.

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Sue Smith also brought up the fact that the planning board had gone into executive session for a personnel issue. She thought that the town board handled personnel issues not the planning board.

RESOLUTION 26-09

Advertise for Planning Board Vacancy

On a motion from Councilperson Kast and seconded by Councilperson Lattin the resolution was

ADOPTED Ayes 5
 Nay 0

Resolved that the board will advertise in the Lake Country Pennysaver for a vacancy on the planning board to be filled.

Tibbs Ahlberg pointed out that we may have an application for an agricultural wind turbine. He questioned if a local law or a zoning manual take precedence.

RESOLUTION 27-09

Zoning Changes

On a motion from Councilperson Kast and seconded by Councilperson Lattin the resolution was

ADOPTED Ayes 3 DeCarlo, Oakley, Lattin
 Nay 0
 Abstain 2 Kast, Kirby

Amend the current zoning changes to include wind energy.

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RESOLUTION 28-09

Zoning Changes

On a motion from Councilperson Lattin and seconded by Councilperson Oakley the resolution was

ADOPTED Ayes 5 DeCarlo, Oakley, Lattin, Kast Kirby
 Nay 0

Send zoning changes to the Orleans County Planning Board for approval in June.
The town board will hold a public hearing on July 14, 2009 at 7:30 PM.

RESOLUTION 29-09

Town Sign

On a motion from Councilperson Lattin and seconded by Councilperson Oakley the resolution was

ADOPTED Ayes 5 DeCarlo, Oakley, Lattin, Kast, Kirby
 Nay 0

Carol Culhane is authorized to increase her quote to \$2500.00 for the rehab of the Town of Gaines signs.

Carol Culhane gave a report on the bicentennial celebration.

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RESOLUTION 30-09
Approval of Minutes

On a motion from Councilperson Kast and seconded by Councilperson Kirby the resolution was

ADOPTED Ayes 5 DeCarlo, Kast, Kirby, Oakley, Lattin
 Nay 0

The minutes from May 12, 2009 are approved with the amendments to resolution 27-08 that Councilperson Oakley made the motion and Councilperson Kirby seconded the motion.

RESOLUTION 31-09
Approval of Abstract

On a motion from
 General Councilperson Kast and seconded by Councilperson Lattin
 Highway Councilperson Lattin and seconded by Councilperson Oakley
 Water Councilperson Kast and seconded by Councilperson Kirby

ADOPTED 5 Ayes DeCarlo, Kast, Kirby, Oakley, Lattin
 0 Nays

Resolved that the bills on abstract #6 will be paid as presented.

Decorate Town Hall

Clerk Klatt asked that the Town authorize spending \$100.00 to decorate the front of the town hall. Councilperson Kast suggested that someone sponsor the 100.00. Attorney Heath graciously donated the \$100.00.

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RESOLUTION 32-09

Flexcare

On a motion from Councilperson Kast and seconded by Councilperson Oakley the resolution was

ADOPTED Ayes 5 DeCarlo, Kast, Kirby, Lattin, Oakley
 Nay 0

Resolved that Supervisor DeCarlo is authorized to sign the letter of support for legislation A2246 and Senate Bill A5080 regarding exceptions to the health insurance ratings law.

Time Warner Cable Contract

Supervisor DeCarlo is authorized to research how many towns would be participating in the contract negotiations with Time Warner Cable and the legal expenses.

Attorney Heath reported that next week he and the Supervisor will be meeting with the Village of Albion regarding the Fire Contract. They will also be meeting with the assessor for the town regarding the Oak Orchard Estates Law Suit.

Attorney Heath gave an updated on the 125 water customers not connected to public water.

Attorney Heath presented the board with a draft petition to reduce the speed in the Hamlet of Gaines.

RESOLUTION 33-09

Petition to Reducing Speed Limit in Hamlet of Gaines

On a motion from Councilperson Kast and seconded by Councilperson Oakley the resolution was

ADOPTED Ayes 5 DeCarlo, Kast, Kirby, Lattin, Oakley
 Nay 0

Resolved that the Town of Gaines will solicit signatures petition to request for a reduction in the speed limit on Ridge Road in the Hamlet of Gaines.

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With no further business, on a motion from Councilperson Lattin and seconded by Councilperson Oakley the meeting was adjourned at 9:30PM.

Respectfully submitted,

Jean Klatt
Gaines Town Clerk