

TOWN OF GAINES
REGULAR MEETING – FEBRUARY 13, 2023

The regular meeting of the Town Board of the Town of Gaines, County of Orleans, State of New York was called to order by Supervisor Tyler James Allport at 7:00 P. M. on the 13th of February, 2023.

The following town officials were present:

Tyler Allport	Supervisor
Ronald Mannella	Councilperson
Mary Neilans	Councilperson
Ken Rush	Councilperson
Susan Heard	Town Clerk
Mark Radzinski	Highway Superintendent
Bruce Schmidt	Town Justice
Douglas Heath	Attorney for the Town of Gaines

Absent: Councilperson James Kirby

The following individuals were present during the meeting: One town resident

The Supervisor opened the meeting with the Pledge to the Flag.

RESOLUTION NO. 14 - 0223
APPROVAL OF MINUTES OF DECEMBER 29, 2022 YEAR END MEETING

Moved by Councilperson Neilans and seconded by Councilperson Mannella to approve the minutes of the December 29, 2022 Year End Meeting.

Ayes 4; Nays 0; Absent 1, Kirby

RESOLUTION NO. 15 – 0223
APPROVAL OF MINUTES FOR THE JANUARY 9, 2023 REGULAR AND ORGANIZATIONAL MEETING

Moved by Councilperson Neilans and seconded by Councilperson Rush to approve the minutes of the January 9, 2023 Regular and Organizational Meeting.

Ayes 4; Nays 0; Absent 1, Kirby

RESOLUTION NO. 16 – 0223
PRESENTATION AND ACCEPTANCE OF THE TOWN CLERK’S REPORT FOR JANUARY 2023

The Town Clerk presented the January report, with the payment to the Town Supervisor of \$190.00; and \$28.00 paid to NYS Ag & Markets.

The Clerk reported the Town Real Property taxes have been paid in the full to the Supervisor in the amount of \$649,784.44; the County Treasurer has been paid \$875,000 in taxes and \$199,260 for Recycling Fees.

The Clerk also wanted to note the Town Historian, Adrienne Kirby, has submitted her 2022 annual report, and copies are in each Councilperson mail drawer.

Moved by Councilperson Mannella and seconded by Councilperson Neilans to accept the monthly report of the Town Clerk.

Ayes 4; Nays 0; Absent 1, Kirby

**RESOLUTION NO. 17 – 0223
PRESENTATION AND ACCEPTANCE OF THE TOWN SUPERVISOR’S REPORT**

The Supervisor handed out paper copies of the Supervisor’s Report listing all balances in each fund, including General, Highway and all Water Districts through December 2022.

Moved by Councilperson Mannella and seconded by Councilperson Neilans to accept the monthly report of the Town Supervisor.

Ayes 4; Nay 0; Absent 1, Kirby

**RESOLUTION NO. 18 – 0223
HIGHWAY SUPERINTENDENT’S REPORT**

The Highway Superintendent reported the total fuel usage for January of 260 Gallons of Gas and 639 Gallons of Diesel. Working with the GPS and checking house by house for water service accounts. There are approximately 20 parcels with new MXU’s they have trouble reading each quarter.

Moved by Councilperson Neilans seconded by Councilperson Rush to accept the report of the Highway Superintendent.

Ayes 4; Nays 0; Absent 1, Kirby

**RESOLUTION NO. 19 – 0223
AUTHORIZING APPROVAL OF AGREEMENT TO EXPEND HIGHWAY FUNDS FOR 2023**

Moved by Councilperson Rush and seconded by Councilperson Neilans to approve an agreement with the Superintendent of Highways for expenditure of highway funds for improvements to Lattin Road to Transit Road; Oil and Stone from Lattin Road to Densmore; T & L from Densmore to Transit Road; West side of Transit Road, north of Rt. 104 in the amount of \$130,000.

Fiscal Impact: \$130,000 Budgeted Funds

Ayes 4; Nays 0; Absent 1, Kirby

**RESOLUTION NO. 20 – 0223
APPROVAL OF ABSTRACTS**

Moved by Councilperson Mannella and seconded by Councilperson Rush to approve the abstracts, as follows:

General Fund	\$16,074.87
Highway	\$10,940.43
Water	\$77,316.65

Ayes 4; Nays 0; Absent 1, Kirby

**RESOLUTION NO. 21 – 0223
AUTHORIZING TOWN OF GAINES MUNICIPAL ENDORSEMENT TO THE COBBLESTONE SOCIETY TO
APPLY FOR THE ORPRHP GRANT**

Moved by Councilperson Rush and seconded by Councilperson Mannella to offer the Town of Gaines endorsement to the Cobblestone Society, as follows:

WHEREAS, the The Cobblestone Society is applying to the New York State Office of Parks, Recreation and Historical Preservation (OPRHP) for a grant under Title 9 of the Environmental Protection Act of 1993 for preservation project to be located at 14389 Ridge Road W, a site located within the territorial jurisdiction of the Town of Gaines and

WHEREAS, as a requirement under the rules of this program, said not-for-profit corporation must obtain the “approval/endorsement of the governing body of the municipality in which the project will be located”;

NOW, THEREFORE, BE IT RESOLVED by this august body that the Town Board of the Town of Gaines hereby does approve and endorse the application of The Cobblestone Society for a grant under Title 9 of the Environmental Protection Act of 1993 for a preservation project known as Ward House Masonry Repairs, located with this community.

Ayes 4; Nays 0; Excused 1, Kirby

RESOLUTION TABLED – SELECT AND APPROVE PAYMENT FOR WATER BILLING UPDATE

**RESOLUTION NO. 22 – 0223
SETTING DATE FOR PUBLIC HEARING FOR FIRE CONTRACT WITH THE VILLAGE OF ALBION AND ALBION
FIRE DEPARTMENT FOR FIRE PROTECTION SERVICES**

Moved by Councilperson Neilans and seconded by Councilperson Rush to hold a Public Hearing relating to the contract for fire protection services with the Village of Albion and Albion Fire Department at 7:00 P. M. on March 13, 2023 at the Town Hall, 14087 Ridge Road, Albion, NY. The Town Clerk to publish said legal notice.

Ayes 4; Nays 0; Absent 1, Kirby

SUPERVISOR’S COMMENTS - NONE

OTHER NEWS FROM THE TOWN BOARD

Councilperson Rush was questioning the need to replace the 2003 Sterling highway truck and asked the Highway Superintendent to get prices. Councilperson Mannella said ordering a replacement truck could take up to two years, or more.

Attorney Heath will check with Bond Counsel regarding the BAN coming up for renewal.

PRIVILEGE OF THE FLOOR

No Comments

ADJOURNMENT

Moved by Councilperson Neilans and seconded by Councilperson Mannella to adjourn the meeting at 7:37 P. M.

Ayes 4; Nays 0; Absent 1, Kirby