

The regular town board meeting was held on October 12, 2010 at 6:00 P.M. in the Town of Maine, Broome County New York.

Present:

Supervisor: George Ludington  
Councilman: Ernest Palmer  
Councilman: Roger Congdon  
Councilman: Todd Rose  
Councilman: Robert Bullock

Attorney: Cheryl Sacco  
Deputy Clerk I: Peggy Bowles  
Deputy Clerk II: Joyce Grover  
DCO: John Williams  
CE: Dan Napierala  
Bookkeeper: Nancy Treat

Also present were Lee Gayne, Ellen Vachon and Gerard Lenzo

Supervisor Ludington called the meeting to order at 6:05 P.M. all joined in the pledge to the flag.

Matt Lee gave the report for the MES. He stated that they had 43 calls, responded to 36 of them making it a 90% return.

Jim Tokos gave the report for the recreation committee. He stated this is a calm time of the year for the committee. They are planning the winter events. Up until last year the kids just ran wild at the Halloween Party. Last year they had a magician and it quieted them down. This year they are going to have a puppeteer to see if this will help keep the kids calm. Discussion about the cost of budget for the recreation department.

**Councilman Palmer moved to adopt the resolution authorizing the Town of Maine Justice Court to file an application for grant funding for Town of Maine Justice Court.** Councilman Congdon seconded. Roll call vote: Palmer: aye, Congdon: aye, Ludington: aye, Rose: aye, Bullock: aye. Motion carried.

**Councilman Bullock made the motion to approve the consent calendar:**

- a. Town Clerk's Report
- b. Supervisor's Report
- c. Approval of Planning Board Minutes
- d. Approval of Zoning Board Minutes

Councilman Palmer seconded. Vote: all ayes. Motion carried.

**Councilman Palmer made the motion to approve the town board minutes for September 21, 2010.** Councilman Congdon seconded. Vote: all ayes. Motion carried.

**Councilman Congdon made the motion for Attorney Sacco to advertise for the budget hearing on November 1, 2010 public hearing on fire protection and ambulance.** Councilman Palmer seconded. Vote: all ayes. Motion carried.

**Councilman Congdon made the motion to approve the transfers.** Councilman Bullock seconded. Roll call vote: Palmer: aye, Congdon: aye, Ludington: aye, Rose: aye, Bullock: aye. Motion carried.

GENERAL:

Transfer: \$1,400.00 from A1990.4 Contingency to A1330.11 Tax Collector assistant pers. Serv.

Transfer: \$350.00 from A1990.4 Contingency to A1620.4 Building Contr.

Transfer: \$150.00 from A1990.4 Contingency to A3620.11 Safety Inspection dept.

Transfer: \$500.00 from Contingency to A8020.12 Planning Secretary

Transfer: \$500.00 from A9010.8 Retirement to A9060.81 Health Insurance Pool

Transfer: \$730.00 from A1990.4 Contingency to A3620.12 Safety Inspection Secretary

Transfer: \$6,825.00 from A1640.21 Central Garage Furnace to A1640.2 Central Garage Equip.

Transfer: \$ 250.00 from A1990.4 Contingency to A7110.4 Parks Contractual

Transfer: \$65.00 from A7020.4 Rec. Summer rec. supplies to A7020.46 Winter recreation

HIGHWAY:

Transfer: \$1,463.00 from DA 5130.2 Machinery equip to DA5120.4 Culverts

Transfer: \$80.00 from DA5110.48 General repairs blacktop patch to DA5120.4 Culverts

Transfer: \$2,816.00 from DA9040.8 Workers comp. to DA5120.4 Culverts

OPEN FLOOR

Joe Loparco was the first speaker and he stated he is still having problems with the wood processing plant next to him. He was awoken at 4:30 A.M. and thought it was Mr. Swarts again, only to find out after he had called the sheriff, that it was a garbage truck instead.

The next speaker was Shelly Stoddard and she is still concerned about the problem next to her.

REPORTS

Chuck talked about the bridge on Tiona Road that was washed out. The storm put them about a week behind schedule. The new fuel pump is in and working. He expects the new garage door to be in next week. He met with Broome County about the snow and ice removal, and they said unless additional funds are included in their budget, we will not be plowing their roads. If they do plow their own roads, they will have two shifts and work Monday through Friday.

He has been looking into an online auction. This is an international internet and free auction. The people who buy pay for the charge for selling it. There are a lot of items in the old storage shed that he would like to sell and get some money for the town. Some of the items have been there for years and we will not be using them any longer. It's the same for the old computers in the judges back room. He feels we should sell them as a lot and get what we can get for them. Chuck will do up a list and have it ready for next months meeting. He will contact the person in Buffalo that is ahead of the site and get all of the facts.

Ernie thanked Chuck for the great job he did with the storm. He stated he talked to Karen Meschter about charging a fee for the summer rec. program. He will come back to the board and let them know the results.

Roger stated he met with a man named Matt from the gas company. He stated that Pennsylvania is sending their water from the gas wells to New York and Ohio for cleaning. The gas here is coming from shale. He was told that we need a gas company that puts concrete 600' down in the earth. That way no homeowner will have a problem with their water.

Bob stated the neighbors have come to him and asked him about getting gravel by the edge of the road. Chuck will check into it.

Todd stated that he looked at Dan's complaints list and he has a question. He said about two weeks ago a structure on Fredericks Road was being erected. He wanted to know what it is going to be. Dan answered that it's going to be a gazebo. The man went to the town park and measured the gazebo there and his daughter is going to be married in it. Pete Reynolds is going to be resigning from Zoning Board AD HOC. There are engineers that specialize in engineering for our roads. It would cost about \$8,000.00 from Chesapeake and Delta. He is still having problems with NYSERTA, and if he can't get it resolved, he is going to turn it over to Ernie to get our money from them.

Nancy stated that she had a call from Debbie O'Donovan and she had read the minutes from the June meeting where it was written that Chuck Hoskins and she had their taxes lowered because of Lantz junkyard and Donnie Lantz. She wants it to be in the minutes that Lantz's have nothing to do with getting her taxes lowed on either property. She stated that Chuck had his taxes lowered because he compared his taxes with Rutkowski's taxes. Nancy stated that she thought that he was taxed higher because he had sold property off for about \$3,000.00 an acre and that the Rutkowski's had not sold any land. Debbie also stated that she doesn't care about Lantz's, all she cares about is the trailer next to hers. She wants that cleaned up.

Next she talked about the dog issue. She had an email from the Conklin Town Clerk and she said they are not going to raise the dog fees for their town. She also said that putting the late fee would be an option. She told her that she does not like the late fee charge of \$5.00 and she also feels that the dog fees are high enough already. Last month no one received their renewal for their dog until the last few days of September. All of the ones that were due in September were given a leniency of a month. So if their dogs were due in September, there were given until the end of October to license them. In August and September we did not get a renewal list for the dogs due in those months from NYS.

George stated that he talked to Doug Barton, our assessor about properties not being taxes. The garbage pickup for the park is \$240.13 a month plus \$12.00 for recyclables. He would like to see if something could be done to cut down on the price of that. Chuck stated that he will be closing down the park the end of October. No one is using it now and there will be no need to have the garbage picked up every month and the water will be shut off and taken care of for winter. When the Girl Scouts approached the town about doing the recyclables they were supposed to take care of them on the weekends. So far,

no one had been there to take care of them. The man that takes care of the park has been taking care of all of them.

John stated that the dog that bit the little girl did not have rabies.

Steve from the highway garage needs four thermometers so they can be programmed for seven days a week. The cost of each one of them is \$62.00.

**Councilman Palmer made the motion for Steve to go to Lowes to buy four thermostats for the town hall for \$62.00 each.** Councilman Congdon seconded. Roll call vote: Palmer: aye, Congdon: aye, Ludington: aye, Rose: aye, Bullock: aye. Motion carried.

There was a speed limit petition turned in for Haskins Road lowering the speed limit from 55 to 35 m.p.h. Attorney Sacco will do the resolution and come back next month. Discussion on speeds on the town roads. Ernie will get the speed monitor for several of the town roads.

**Councilman Congdon made the motion to go into executive session for reason of proposed, pending or current litigation at 7:12 P.M.** councilman Palmer seconded. Roll call vote: Palmer: aye, Congdon: aye, Ludington: aye, Rose: aye, Bullock: aye. Motion carried.

**Councilman Congdon made the motion to come out of executive session at 8:28 P.M. with no action taken while in executive session.** Councilman Palmer seconded. Vote: all ayes. Motion carried.

**Councilman Congdon made the motion to adjourn at 8:30 P.M.** Councilman Palmer seconded. Vote: all ayes. Motion carried.

Respectfully submitted:

Date approved: \_\_\_\_\_

Nancy Rutkowski, CMC, RMC