

Town of Niles
Regular Meeting
June 10, 2010
Niles Town Hall

Present: Rickey Slagle, Supervisor
Alberta Darlene Winters, Councilwoman
Bernard Juli, Councilman
Others: Patrick Steger, Karen Porter, Jim Matijas, Jason Cuddeback, Terri
Cuddeback, John Nolte, Fred Covert, Dick Coalson, Ken Stoyell, Brian
Stoyell, Bill Sheppard, Ellen Abend, Jane Kozlowsky, Donna Taylor,
Roger Slater, Rose Roser, Tony Hart, Diana Plue, Dorothy Rizzo, Ken
Schmitt, Robin Sheehan, Brody Smith, Sue Stoyell

Meeting called to order at 7:00 p.m. by Supervisor Slagle with the Pledge to Allegiance to the flag.

Minutes of May 13, 2010, meeting reviewed. Motion made by Councilwoman Winters to accept minutes; seconded by Councilman Juli. Minutes approved.

Open Floor to the Public:

Supervisor Slagle gave the audience an opportunity to address the Board.

Brian Stoyell gave a presentation including photos of his Eagle Scout clean-up project of the Millard Fillmore site.

Comprehensive Plan Recognition:

Councilwoman Winters and the Board recognized the Comprehensive Plan Committee with thank-you gifts for their hard work and dedication.

Town Hall Basement Project:

Supervisor Slagle gave an update on the project regarding the basement project for concrete stain, ceiling tiles, kitchen, bathroom renovation/paint, history room, estimate is approximately \$23,000.00. Also discussed was the water system problem and the problem with the smaller hot water heater covering little bathroom and kitchen (which has already been replaced) and the problem with the front wall which was not installed properly and water may be getting into the concrete blocks. Proposal to start reserve as follows:

“RESOLVED, that pursuant to Section 6-c of the General Municipal Law, as amended, there is hereby established a capital reserve fund to be known as the “Basement Improvement Fund”. The purpose of this Reserve fund is to accumulate moneys to finance the cost of improvements including but not limited to a kitchen, bathroom renovation, History Room, waterproofing the front wall, a water system and water heater for the basement of the Niles Town Hall. The estimated cost of the improvements is \$50,000.

The Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Supervisor may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the Town of Niles Investment Policy. Any Interest earned on the moneys so deposited shall accrue to and become part of the Reserve Fund. The Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest accrued by the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing the cash balance, and shall at the end of the fiscal year, render to the Niles Town Board a detailed report of the operation and condition of the Reserve Fund.

Except as otherwise provided by law, the expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund was established. No expenditure shall be made from this Reserve Fund without the approval of the Niles Town Board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law and any other law.

This resolution is subject to permissive referendum pursuant to subdivision 4 of Section 6-c of the General Municipal Law.”

Motion made by Supervisor Slagle to adopt the above resolution; seconded by Councilwoman Winters. No discussion by the public. Winters, Aye; Juli, Aye; Slagle, Aye. Motion passed.

Communications:

Supervisor Slagle indicated some people have DSL and some people don't have it. The Clarity Connect grant is continuing and we need to have as many people as possible demonstrate our interest by filling out the survey at: <http://www.surveymonkey.com/s/L3GBMKZ>. Of all local towns, we had most interest, but still small number compared to total number of residents. Senator Gillibrand has written a letter of support.

Supervisor's Report:

Supervisor's report was read and discussed. No additional questions.

Assessor's Report:

Assessor was not here. However, Supervisor Slagle discussed report. Dan has been out visiting properties, measuring etc. and has another firm to do data collection on lake properties. No additional questions.

Code Enforcement:

Jerry is not here tonight. Supervisor Slagle discussed report. One alteration and one deck in June.

Clerk:

Report read by Supervisor Slagle. Introduction of Robin Sheehan as new Deputy Clerk, she will be here Thursday evenings and Saturday mornings. Robin is a notary. Motion by Councilman Juli to make Robin Sheehan Deputy Registrar of Vital Statistics in addition to Deputy Town Clerk; seconded by Councilwoman Winters. Unanimously passed. Training for new BAS software for \$180 recommended by Supervisor Slagle for both Deputy Clerks. Motion by Supervisor Slagle; seconded by Councilman Juli. Unanimously passed.

Highway Report:

Pat Steger indicated that the water has been drained from the insulation and everything is retaped. Researching the possibility of installing a dehumidifier as recommended by VIP, will need to have in place before bad weather. VIP came out to check the roof and inside. Discussions between VIP and Hardy to see if it is a design flaw.

Researching the possibility of Gahwiler Road being changed to a seasonal highway as suggested last year. Bill Sheppard questioned who would be plowing the road by Mr. Wise’s driveway, which is located in Town of Niles but that portion of the road presently is being plowed by Town of Owasco.

Mr. Steger attended highway school this past week. It was a good program with good speakers and was well attended. Assembly passed the bill for the CHIPS money so they can start issuing that.

Attorney Report:

Summary by Brody Smith and discussion regarding Wicks Law, NYS General Municipal Law Section 106(b) modified July 1, 2008. This would apply to any construction project the Town undertakes \$500,000.00 and over.

The briefing portion of the Weed litigation is complete and we expect a decision within a month or so.

Abstracts:

Abstracts were reviewed. Supervisor Slagle made motion to pay abstracts as follows:

General Fund #136 - #163	\$10,210.12
Highway Fund #79 - #96	\$37,388.93
Garbage Fund #5	\$11,175.20

Motion seconded by Councilman Juli. Unanimously passed.

Audit:

Proposal by Cuddy and Ward to do the audit for 2009, not to exceed \$3,500.00. Supervisor Slagle made motion to have Cuddy and Ward do the audit; seconded by Councilman Juli. Motion unanimously passed.

Other Business:

Bridge on Benson Road over Dutch Hollow Creek will be repaired in the future, not sure exactly when.

Karen Porter mentioned that youth sign-ups will take place on Saturday.

Jason Cuddeback mentioned that there is a tire recycling event on Saturday as well.

Motion to adjourn by Councilwoman Winters; seconded by Councilman Juli. Meeting adjourned at 7:44 pm.

Respectfully submitted,

Robin Sheehan