

**TOWN OF BALDWIN
TOWN BOARD MEETING
FEBRUARY 13, 2019**

THIS REGULAR MEETING of the Town of Baldwin was called to order at approximately 6:18 p.m. by Supervisor Purvis. Those present were Councilman Sherwood, Councilman Steiner, Councilwoman Purvis and Councilman Collins.

Also present was Faith Marmor, Paul Tillotson, Ana Pirro, Robin Rosekrans, Bryan Hyland, Leon Tuttle and Terie Huseby.

PUBLIC COMMENTS

There were no public comments.

COUNTY LEGISLATURE

Bryan Hyland reported that there is a new Sheriff in town and they are adjusting to the new administration. Half of the Legislature turned over, there are seven (7) new Legislatures and there is a learning curve involved. Things are going smoothly and he is optimistic it is going to get even better. There is good leadership in place, and he is looking forward to the next four (4) to six (6) months. Supervisor Purvis stated that he had a meeting with Chris Moss and the things he brought up are things that are going to be helpful, he believes. There are a lot of areas he feels can be cut, there are a number of things he wants to try to work at to make things more efficient and overall better. Bryan Hyland stated that Chris Moss is big on open communication. Bryan Hyland is trying to keep the Sixth District in the County. For a long time, he did not believe they knew the Sixth District was part of the County, this has changed, and he thinks they could make it even a little bit better. Councilman Sherwood asked Mr. Hyland if he thought there was anything from the County level that could be done to bump up to the State concerning Haefele? Bryan Hyland stated it would be a good test and to let him try it.

Mr. Hyland thanked everyone that supported him this last Election!

MINUTES

A Motion was made to accept the January 9, 2019 Organizational Meeting Minutes by Councilman Collins, seconded by Councilman Sherwood, All Ayes.

A Motion was made to accept the January 9, 2019 Town Board Meeting Minutes by Councilman Sherwood, seconded by Councilman Steiner, All Ayes.

TOWN OF BALDWIN
INCOME AND EXPENDITURES
JANUARY 2019

INCOME:

GENERAL FUND	\$ 16,556.84
HIGHWAY FUND	<u>\$127,939.70</u>
TOTAL	\$144,496.54

EXPENDITURES:

GENERAL FUND	\$ 31,025.56
HIGHWAY FUND	\$ 10,752.25
TRUST AND AGENCY	<u>\$ 737.54</u>
TOTAL	\$ 42,515.35

TOWN CLERK'S MONTHLY REPORT

TOWN OF BALDWIN, NEW YORK

JANUARY, 2019

TO THE SUPERVISOR:

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Pursuant to Section 27, Subd 1 of the Town Law, I hereby make the following statement of all fees and moneys received by me in connection with my office during the month stated above, excepting only such fees and moneys the application and payment of which are otherwise provided for by Law:

A2544

7

DOG LICENSES

47.00

TOTAL A2544

47.00

HIGHWAY REPORT

Paul Tillotson reported that they hauled in 450 tons of more sand for the winter. He got a hold of Paul Steiner, Pat Collins, and Adam Sherwood concerning purchasing this 450 tons of sand. The bill is in the bills for February, just over \$6,000.00.

The Highway Department has been sanding and plowing as needed.

They have been working on the 2006 10-Wheeler, they had to put a new windshield wiper arm system in that and an air valve this month.

The Highway Department has hauled some stone in for the bad spots on the roads. They hauled three loads over to Lockwood Run and two loads on Ridge Road where it is softening up. They put #2 stones down to try to tighten it up.

They helped the Town of West Elmira haul some gravel in one day last week.

The Highway Department has an 811 Class "Dig Site New York" coming up on February 27, 2019, costing the Town \$25.00 per person. This is mandated that the Highway Department take this class. He is going to see how this class is to be paid, i.e. pay by voucher and they bill the Town or Paul Tillotson will pay out of pocket and then turn in for reimbursement/voucher at that time. Councilman Collins asked if he could get preapproval, to which Paul Tillotson replied that he has had no answer back yet, he is still working on this.

Paul Tillotson stated that they got the 450 tons of sand in, however depending on how the weather is going to treat us here, he has about 750 tons sitting out back, and if by any chance he needs some more is it ok if he just gets it? The Board ok'd Paul Tillotson to get more sand if needed, no motion necessary.

PUBLIC WELFARE AND SAFETY COMMITTEE REPORT

Councilman Steiner stated that the smoke detector program is still ongoing. April 1st is the new State Law for these and these smoke detectors are free, and have a 10 year battery. He asked that everyone let their neighbors know, they have to be in the District.

Councilman Collins asked if everyone was aware that NYSEG is going to be cutting trees and did everyone get a postcard. He had a contractor stop at his house as he has one limb that goes out. People should be getting a visit by the contractor if they have to cut their trees. He knows that the news had something concerning a funny contractor, but this guy came in a car with a little light and he had ID, he did not ask for anything, he is legit.

COMMUNITY APPRECIATION AND DEVELOPMENT REPORT

Councilman Sherwood stated that he would start "shaking some trees" on the internet thing, see if he can come up with some emails to see if there is any way they can help out.

CITIZEN APPRECIATION REPORT

No report was given.

DOG CONTROL REPORT

No report was given.

ASSESSOR REPORT

Terie Huseby stated that the deadline for renewal exemptions and new exemptions is March 1, 2019. Her normal scheduled time on February 27, 2019, she is planning on doing March 1st from 9:00 a.m. to 11:00 a.m. at the Town Hall. She has this posted on the door. She feels it is more important to be here on the 1st, day of the deadline, than it is to try to do it two days before so that people do not get nervous. She is very flexible, if they try to submit things she can verify that they did do it. She only had two AG Renewals that she is waiting for. The Senior Enhanced they are doing pretty good on.

She has the PDC Report for Baldwin from the State and they are at a 1.63 equalization rate, they are looking at a 1.49 equalization rate based on their ratio studies that they did. She has to make her decision on her LOA by Tentative Roll, but she is saying the equalization has dropped. By saying this, it is "food for thought" that down the road the Town may want to re-look at the values of Baldwin and seeing what we can do, because it is getting down pretty low.

Ms. Huseby is working on permits right now, contacting people on their completions. Marty Jerzak has been giving her the permits and CFO's when he has them.

She stated that the Town of Erin has a website, it is pretty nifty on letting information out to property owners in the Town. Brad Zehr is the website designer for the Town of Erin's website and he is also doing the Town of Nichols. He does the Village of Waverly as well. She reached out to Mr. Zehr to see what it costs for a website and annually it is between \$200.00 to \$500.00 depending on what the Town would want on a website. This may be something the Town of Baldwin may want to consider, because contact information or zoning information, projects, what is going on in the Town, etc., is very helpful, and Mr. Zehr would be happy to talk to the Town about what he can do if the Town is interested. This also gives her a way to post her assessments on the website as if the Town has a website she is supposed to post the assessments on the website. She will send the contact information to Faith Marmor. *Supervisor Purvis asked that this matter be placed on the March 2019 Town Board Meeting Agenda.*

Monthly Report for Code

Certification of Compliance for Turner Rd solar project
One Building permit issued

Timber Harvest.

According to town attorney we can have loggers
get property maintenance insurance to cover any damage
to road & right of way no bonding needed

will be out of town from ~~Feb~~ Feb 15 to Feb 24 ^{can} ~~with~~
be reached by phone

OLD BUSINESS

HAEFELE TV, INC. - *This matter was tabled until such time as Haefele TV gets back to the Town Board on the status and furtherance of the project.*

TOWN PERMIT FEES - Supervisor Purvis stated that there was a few things that he does not like about the fees. He made a statement for Minutes purposes, if the Board decides to approve the fee hikes and expansions, that he kind of questions the need to expand them, and considering the small amount that was brought in last year, it was only like \$400.00/\$480.00, it really does not make much difference for amount of income that would be generated for the Town, but it certainly could make a difference to the individuals that have to pay them, however it is up to the Board if they want to approve them or not. The Board discussed timbering and the lawyer advising against bonding, however having proof of insurance, and having the Highway and Codes involved from the get-go to alleviate a lot of potential issues down the road. It was determined the order for timbering to be, 1.) Paul Tillotson for "registration", 2.) Marty Jerzak for permitting, and then 3.) Faith Marmor for payment. A Motion was made in the form of a **Resolution No. 19-2019 (2R-2019)**, to approve and accept the Town Permit Fees as presented by the Planning Board, with the exception of the timbering "registration" to be handled by Paul Tillotson, permitting to be handled by Marty Jerzak, and payment to be taken by Faith Marmor, by Councilman Sherwood, seconded by Councilman Collins, Councilman Steiner Aye, Councilwoman Purvis Nay.

2018 JUSTICE COURT RECORDS/DOCKET FOR AUDIT - The Town Board signed the 2018 Justice Court Records/Docket. A Motion was made in the form of a **Resolution No. 20-2019 (2R2-2019)**, that the Town Board has examined the Court records for the year 2018, acknowledges that fines therein collected have been turned over to the proper Officials of the Town as required by law, and approve the 2018 Town of Baldwin Justice Report and records/docket, by Councilman Steiner, seconded by Councilman Sherwood, All Ayes. The original signed document was given to Judge Leon Tuttle and a copy was kept with the Town Clerk for Town records.

SECTION 174, NO. 7 OF THE FIRE DISTRICT OFFICERS TOWN LAW - Supervisor Purvis stated that he has not gotten an answer back on this yet. Robin Rosekrans asked when he expects to hear from the Town Attorney. Supervisor Purvis stated that he has called Josh Shapiro, whom he has to call back. Councilman Sherwood asked what the Town Attorney's position was on this issue and the lack of communication due to? Supervisor Purvis stated that he did not ask the Town Attorney on this issue, he went to the Office of the State. He will find out shortly. Councilman Sherwood asked if Russell Purvis could reach out to John Mustico and possibly get a quicker answer to get this matter off the Agenda. Supervisor Purvis will contact the Town Attorney. Councilman Steiner asked that the Town Attorney be aware of how the Town is governed, Fire Protection Districts, as when they looked into this, there is no one at the present time who is an elected Fire Board Commissioner and sits on the Board, as one cannot be on both Boards, it is nothing to do with the Fire Company. *This matter was tabled to the March 2019 Town Board Meeting.*

SOLAR ORDINANCE AMENDMENT - As the Town Clerk did not have a copy of the requested Solar Ordinance Amendment on hand, *this matter was tabled to the March 2019 Town Board Meeting.* Councilman Steiner stated that several Fire Department Personnel were taken to the Turner Property as it is online, and they were given access to the gates and showed how to shut down the fields in case of emergencies, but the two fields are completely separate ownerships and when the other field gets online they will have to do the whole same thing with that one. Right now, Turners has complied with everything.

NEW BUSINESS

SEXUAL HARASSMENT POLICY - Supervisor Purvis stated that Rachel Tyler from the County is going to be coming to the March 2019 Town Board Meeting at 7:00 p.m. and the training is only half-hour long. Supervisor Purvis and Highway Superintendent have to have an additional training that takes an hour after that. Paul Tillotson stated that he has already been through a four hour training on sexual harassment and the same policy that will be covered by the County is the same training that he has already been through. He will bring the document confirming the same to the March 2019 Town Board Meeting. **THE SEXUAL HARASSMENT TRAINING FOR THE TOWN OF BALDWIN WILL BE HELD ON MARCH 13, 2019 AT 7:00 P.M.**

INDEPENDENT AUDIT - Supervisor Purvis has not yet talked with anyone about this, but he wanted input by the Board on this issue. Councilman Sherwood stated that the Town used to have two people look over the books. Councilman Steiner stated that the Town used to have a Bookkeeper and an Accountant, two separate individuals, and they oversaw each other, and one was responsible for the reports that went into the State. Supervisor Purvis will get a hold of the Town Attorney as to his thoughts on this matter and any recommendations. Councilman Collins asked what a projection of cost was for this, to which Supervisor Purvis stated that he did not know or did not have a projection on costs. Councilman Sherwood will look into this. *This matter was tabled to the March 2019 Town Board Meeting.*

BAR MEMBER AND ZBA MEMBER POSITIONS - Terie Huseby stated that Nancy Purvis cannot be on both Boards, i.e. the Town Board and the Board of Assessment Review, the Quorum is two, but she does not like to be down to two because that requires both BAR Members to be here on formal Grievance. Supervisor Purvis stated that they are working to find someone, that they have talked with a couple people but no one has wanted to take this position yet. Nancy Purvis handed her written resignation to Faith Marmor for Board of Assessment Review and Zoning Board of Appeals. A Motion was made in the form of a **Resolution No. 21-2019 (2R3-2019)**, to accept the resignation of Nancy Purvis as Board of Assessment Review Member and Zoning Board of Appeals Member, by Councilman Steiner, seconded by Councilman Sherwood, All Ayes.

PAYMENT OF BILLS - A Motion was made to pay the bills by Councilman Collins, seconded by Councilman Sherwood, All Ayes.

EXECUTIVE SESSION

A Motion was made to go into Executive Session by Supervisor Purvis, seconded by Councilman

Sherwood, All Ayes.

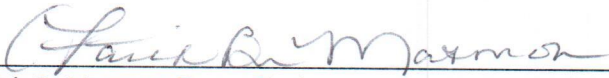
A Motion was made to go out of Executive Session by Councilman Sherwood, seconded by Councilwoman Purvis, All Ayes.

ADJOURNMENT

A Motion was made to adjourn the meeting by Councilman Sherwood, seconded by Councilman Collins, All Ayes.

THE NEXT MONTHLY BOARD MEETING WILL BE HELD ON MARCH 13, 2019 AT 6:00 P.M.

Respectfully Submitted,

A handwritten signature in cursive script, reading "Faith B. Marmor", is written over a horizontal line.

Faith B. Marmor, Town Clerk