

Perrysburg Town Board

Minutes of the Regular Monthly Meeting of the Town Board, Town of Perrysburg, Cattaraugus County, NY, April 8, 2019 at the Town Hall

PRESENT: Richard Gabel, Councilman • Dennis Parker, Councilman • Andy Lord, Councilman/Deputy Town Supervisor • Michael Becker, Councilman

ABSENT: Jennifer Dabolt, Town Supervisor

ALSO PRESENT: Tamara A Utley, Town Clerk
Dan Stang, Highway Supt.
Dick Gernatt
Gayla Smith
Ken Kuszka

Bonnie Rae Strickland, Assessor
Kathy Hagner, DCO
Kirk Trumpore, Gowanda Water
Michael Benson

Deputy Supervisor Lord called the meeting to order at 7:00 p.m. with the Pledge of Allegiance

GOOD OF THE COMMUNITY: None

PUBLIC COMMENTS/QUESTIONS: Heard from resident Ken Kuszka who requested consideration by the Town Board to send a letter to the NYS DOT to fix the potholes on Route 39.

Motion by Councilman Gabel to send letter to NYS DOT, second by Councilman Becker
ALL AYE MOTION CARRIED

MINUTES OF THE PREVIOUS MEETING: Motion by Councilman Becker, second by Councilman Parker to adopt the March meeting minutes as submitted
ALL AYE MOTION CARRIED

CORRESPONDENCE:

- Letter from SLA Solutions – request for waiver of the 30 day municipality notification for liquor license for the Perrysburg Pub.
Heard from Michael Benson, Legal Counsel for Gayla Smith and from Gayla Smith, the new owner of the Perrysburg Pub (formerly the Spoon Saloon). Intention to serve pub style food, considering music in the summer months, possible open mic/local entertainment nights, hope the local community will support the Perrysburg Pub.
Motion by Councilman Gabel, second by Councilman Lord to grant waiver to Gayla Smith/Perrysburg Pub
ALL AYE MOTION CARRIED
- Town of Dayton notification of intention to grant a franchise pursuant to the Alternative Franchising Procedure. Town of Dayton considering proposal by Charter Communications to provide cable television service to the Town of Dayton

REPORTS:

Planning/Zoning - None

Building & Code Enforcement Officer: Report provided to each Board Member and on file in the Town Clerk's office

Assessor's Report: Final inspection of inventory changes to be applied to Tentative Roll by April 21, 2019. Exemptions are almost all applied for Roll Year 2019. State will send reports to assessors for STAR eligibility. County will accept Tentative Rolls on April 22. Grievance Day is May 22, 2019 from 4pm-8pm at the Town Hall.

Water/Sewer Dept. Report: Read meters; 4 work orders; backflush weekly; airstripper motor to Dunkirk Electric for repair

Highway Supt. Report: Cold patching, mowing and brushcutting roadsides; first round of sweeping complete, starting to tear apart trucks. Councilman Gabel inquired about what piece of equipment will be next to be replaced; Dan stated he is looking at pricing on excavators.

Justice Report: The following cases were closed in March of 2019: 30 V/T Law, 4 Penal Law and 1 Animal Control case. Total reported to State Comptroller is \$3808

Dog Control: There is a Town Law to pick up your dog's waste – there have been a lot of complaints. One (1) complaint of a dog bite; Kathy attended a meeting at the SPCA in Erie County on 28th of March on how to properly seize a dog when there is a problem with people who will not license their dogs or show up for court; the owner is responsible to license their dog or the dog will be forfeited to the SPCA.

Town Clerk Report: Town Clerk collected \$1565 for the month of March. \$661.06 was the town portion paid to the Supervisor. The February minutes were corrected in the official Minute Book – the date was corrected from February 12th to February 11th. Letter and pictures were sent to the Charter Communications WNY Government Affairs Director regarding the damage done to Tim Mesch's property. Deputy Clerk Beth Guzzetta and I have taken the NYMIR On-Line University class "Sexual Harassment Prevention for Employees". I completed the course June 29, 2018 and Beth completed the course March 16, 2019. This is a free course through our NYMIR Insurance.

Tax Collector Report: The last day of tax collection was April 1st. Taxes have been reconciled and returned to the Cattaraugus County Treasurer's office. The Town Supervisor was paid \$2,974.52, the amount collected in interest and penalties.

Supervisor's Financial Report prepared by Bahgat & Laurito-Bahgat: On file in the Town Clerk's office

BUDGET MODIFICATION – GENERAL FUND

Motion by Councilman Gabel to modify 2019 Adopted Budget by increasing revenue line A3800 State JCAP Grant by \$12,887 and increasing expenditure line A1110.2 Justices Equipment by \$12,887 to reflect grant funds received

ALL AYE MOTION CARRIED

PROSPECT STREET SLOPE STABILIZATION PROJECT

Sealed bids for the Prospect Street Slope Stabilization Project were opened and read aloud at 11:00 a.m. on April 1, 2019. Three (3) bids were received from:

Contractor Name	Base Bid	Contingency Allowance	Lump Sum Total	Alternate No. 1	Lump Sum Total & Alternate No. 1
D & H Excavating Inc	\$936,563.12	\$90,000	\$1,026,563.12	\$20,188.36	\$1,046,751.48
Scott Lawn Yard	\$1,485,360.00	\$90,000	\$1,575,360.00	\$20,000.00	\$1,595,360.00
The Environmental Service Group (NY) Inc.	\$1,763,000.00	\$90,000	\$1,853,000.00	\$16,500.00	\$1,869,500.00

A motion was made by Councilman Gabel, seconded by Councilman Becker to introduce:

RESOLUTION #11 of 2019 - PROSPECT STREET SLOPE STABILIZATION PROJECT CONTRACT BID AWARD

WHEREAS, in accordance with the Notice to Bidder and Newspaper Advertisement, sealed bids were opened and read aloud at 11:00 a.m. on April 1, 2019.

WHEREAS, Nussbaumer & Clark, Inc has contacted the apparent low bidder to ensure that the entire scope of work is covered in their bid

BE IT HEREBY RESOLVED, that the Town of Perrysburg award the Prospect Street Slope Stabilization Project to the lowest responsible bidder, D & H Excavating, in the amount of \$1,026,563.12 (excluding Alternate No. 1) and authorize the Town Supervisor to execute the contract

GABEL – AYE BECKER – AYE PARKER – AYE LORD - AYE

A motion was made by Councilman Becker, second by Councilman Parker

RESOLUTION #12 of 2019 – PROSPECT STREET DETOUR

BE IT HEREBY RESOLVED, that the Town of Perrysburg will advertise for bids for the Prospect Street Detour Project in the official Town newspaper, the Observer News

BECKER – AYE PARKER – AYE GABEL – AYE LORD – AYE

Motion by Councilman Becker, second by Councilman Parker to authorize the Town Supervisor to add a page to the Town website specifically for updates on the Prospect Street Slope Stabilization project

ALL AYE MOTION CARRIED

BOARD MEMBER COMMENTS

Councilman Gabel reported the Town heating system had a leak; it has been repaired by Johnson’s Heating & Plumbing

Councilman Lord stated that he is hopeful Town residents will support the new Perrysburg Pub and continue supporting the Perrysburg Diner

ABSTRACT #4 of 2019, Vouchers #128 thru #172 – Audit of Claims

General Fund Townwide	A	\$ 17,524.99		
Highway Fund Townwide	DA	\$ 6,054.85		
Gowanda Prospect St. Water	GW	\$ 8,971.77		
Capital Projects Fund	H	\$ 7,912.21		
Central Water	PW	\$ 17,265.75		
Street Lighting	SL	\$ 605.24		
Special Residential	SR	\$ 1,227.52		
Special Sewer	SS	\$ 2,633.37		
Versailles Water	VW	\$ 4,114.20		
Total:		\$ 66,309.90		

Totals from each fund were read by the Town Clerk. Motion by Councilman Parker, second by Councilman Gabel to pay all audited vouchers #128 thru #172 in the amount of \$66,309.90

PARKER - AYE GABEL - AYE DABOLT - AYE LORD - AYE BECKER - AYE

7:30PM Motion by Councilman Gabel, second by Councilman Parker to adjourn

Respectfully Submitted,

Tamara A. Utley, Town Clerk