

October 14, 2009

The Mina Town Board met for a regular meeting on the above date with Supervisor Brumagin opening the meeting at 7:00 p.m. by leading with the Pledge of Allegiance to the flag. The following members and guests were in attendance:

Present:

Rebecca Brumagin	Supervisor
Dennis Luce	Councilman
Denis Cooper	Councilman
David Wilcox	Councilman
Scott Bensink	Councilman

Attended by: Paul Scarem, Highway Superintendent, Jeff Horner, Marty Proctor, Sherry Schenk, Judy Noble, Amy Allen, Ed Mulkearn.

Minutes: Councilman Bensink moved seconded by Councilman Cooper to accept the minutes of September 9, 2009 and September 30, 2009. Motion carried.

APPROVED: Ayes 5 Luce, Cooper, Bensink, Wilcox, Brumagin
Nays 0

Public comment/concern from those present: Amy Allen asked if there were rules for planting in the cemetery. Superintendent Scarem stated the rules were posted at the cemetery; Judy Noble asked the Board to consider an engine brake law. She stated there are 200-300 trucks a day using Main Street and it is very disrupting; she also asked the Board for recommendation as to what to do with recyclables; Marty Proctor and Jeff Horner thanked the Board on behalf of the Alexander Findley Community Library for their support over the previous years stating the summer concerts are being well attended.

Public comment/concern from those not present: N/A

Old Business:

- Sewer District Implementation Workgroup – Ed Mulkearn stated the estimated cost of the sewer project would be \$11 million with the Town being responsible for one-half of the money

or \$5.5 million. He stated the Workgroup is moving forward with applying for grants. The Town needs to have a resolution in order to be eligible for grants for this purpose. Councilman Wilcox moved, seconded by Councilman Luce to accept the following resolution: Motion carried unanimously.

Town of Mina

Municipal Resolution

Water Quality Improvement Projects and Non-Agricultural

Nonpoint Source Project Municipal Resolution

Resolution authorizing the items listed below pursuant to the Bond Acts enacted in 1965, 1972 and 1996 and the Environmental Protection Fund, as well as federal grant awards available for such projects.

WHEREAS, The Town of Mina herein called the “Municipality”, after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the “Project”, is desirable, in the public interest, and is required in order to implement the Project; and

WHEREAS, the Environmental Conservation Law (“ECL”) authorized State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IN RESOLVED BY THE MINA TOWN BOARD:

1. That Rebecca N. Brumagin, Town Supervisor or such person’s successor in office, is the representative authorized to act in behalf of the Municipality’s governing body in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality’s governing body in all matters related to the Project and to the State assistance;

2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation;

3. That one (1) certified copy of this Resolution be prepared and sent to the Albany Office of the New York State Department of Environmental Conservation.

4. That this Resolution takes effect immediately.

APPROVED: Ayes 5 Luce, Cooper, Wilcox, Bensink, Brumagin

Nays 0

- Proposed Zoning Law – The Matrix will be reviewed at the next regular meeting.
- Gorski Judgment – Supervisor Brumagin stated she needed to contact our attorney so a lien can be placed on other property.
- Library Grant for Expansion – Councilman Bensink stated this has been placed on hold.
- Proposed Zoning Law – A work session is scheduled for Wednesday September 30, 2009 at 7:00 p.m.
- Bus Garage – Councilmen Luce and Bensink will meet with “*The Insulation Guys*” to finalize the details of the agreement.
- Small Island Project - Ed Mulkearn reported everything is in place. They have met with Leroy Parker. They are getting the crew and the demo work done. Rock is going to be delivered as needed. They are planning on laying steel sheets in the parking area and dumping rocks there. It should be a 7 – 10 day project. Plans are to start to raise the lake on November 9, 2009. He also stated DEC wants to be involved in stump cutting.

Correspondence:

Time Warner Cable

Chautauqua County Board of Elections

Reports:

- Highway/Cemetery Committee – Councilman Cooper reported the dump box on one of the trucks was replaced as it had gone bad.

- Highway Superintendent – Superintendent Scarem stated they have started repairs on the salt shed. Also, the Agreement to Spend Town Highway funds needs to be done and sent to the County. This will be addressed at the next meeting. Plow mounts are on.
- Chamber of Commerce – Sherry Schenk stated they are concerned about parking if the parking lot is being used for the island project; also Christmas Through the Village will be November 21 and 22.
- Assessor – Discussion was held regarding the public question and answer session held on October 5. Supervisor Brumagin reported the videos are in the library if someone wishes to borrow to watch.
- Community Center Facility Issues –Joan reported flu shots will be given on October 17 at the Fire Hall;
- Town Clerk/Tax Collector - \$27,972.50 was collected for the month of September. She will pay the following: \$1,315.15 to the Town Supervisor as the town's share; \$26,459.68 was paid to NYS DEC for DECALS sales; \$71.67 to the Chautauqua County Treasurer for dog licenses; \$36.00 to NYS Ag & Markets for dog licenses and \$90.00 to the New York State Health Department for marriage licenses.
- Findley Lake Watershed Foundation - Ed Mulkearn reported they will start to lower the lake on October 5 with hope of reaching the normal winter level on October 15 and winter maintenance level on October 25.
- CEO/Building Inspector – Melanie Eddy's report was handed out. She has issued seven (7) permits for September 2009.
- Dog Control – Sandy Kochanowski reported she had taken a Jack Russell dog to the SPCA - they would not accept it. She has to house the dog for 10 days before proceeding with any further action. She also reported she had an Animal Control Complaint filed for a dog owned by Peter Howard; also Sheriff's Department July 25, 2009 dog bite incident report. A board member stated there has been a black Labrador running loose.
- Supervisor – Supervisor Brumagin handed out the proposed 2010 budget for review. A work session will be held October 27 at 8:30 am and public hearing will be held November 3, at 7:00 pm.

