

PUBLIC HEARING
Town of Westfield
November 7th, 2012
(Town of Westfield 2013 Preliminary Budget)

Supervisor Bills called the public hearing to order at 7:25pm in Eason Hall, 23 Elm Street, Westfield, NY, with the following members and guests present:

Supervisor:	Martha R. Bills	David Babcock	Nicole Gugino
Councilmen:	Raymond Schuster	Marybelle Beigh	William Bauer
	David Brown	Jim Pacanowski	Claude Abbey
	James Herbert		
	David Spann		

Supervisor Bills explained that the Public Hearing was being held to hear all persons in regard to the proposed 2013 Budget for the Town of Westfield. The total amount budgeted for appropriations is \$1,879,826 with a total of \$761,151 to be raised by taxes. The tax rate for Town residents is \$3.02 per \$1,000 of assessed property value and \$2.59 per \$1,000 for Village residents.

There being no further business, David Brown moved and James Herbert seconded the motion that the public hearing be closed at 7:34pm. This was unanimously approved.

Respectfully submitted,
//original signed//
Timothy C. Smith, Town Clerk

TOWN BOARD MEETING
Town of Westfield
November 7th, 2012

The regular meeting of the Town Board was called to order at 7:35pm in Eason Hall, 23 Elm Street, Westfield, NY, with the following members and guests present:

Supervisor:	Martha R. Bills	David Babcock	Nicole Gugino
Councilmen:	Raymond Schuster	Marybelle Beigh	William Bauer
	David Brown	Jim Pacanowski	Claude Abbey
	James Herbert		
	David Spann		

The Town Clerk's report together with a check in the amount of \$3445.49 representing fees for the month of October 2012 was turned over to the Supervisor. State and County agencies received checks totaling \$2686.19.

The Supervisor's report is as follows:

<u>Fund</u>	<u>Revenues</u>	<u>Expenditures</u>	<u>Checking Balance</u>	<u>HSBC - MM Balance</u>
Gen. A	\$478,656.00	\$465,503.00	\$2645.89	\$822,626.35
Gen B	117,167.00	69,031.00	75.18	114,962.25
Hwy DA	262,410.00	183,224.00	98.62	312,301.47
Hwy DB	306,245.00	408,478.00	37.64	89,094.38
Sewer HO1	25,119.00	21,684.00	-0-	5,422.58
Water HO2	18,790.00	17,020.00	-0-	97,409.77
Wfd. Fire	70,000.00	-0-	-0-	70,328.75
Sherm. Fire	8,653.00	8,644.00	-0-	115.15
Totals:	\$1,287,040.00	\$1,173,604.00	\$1,857.33	\$1,512,260.70

The Dog Warden's report for October 2012 was received and placed on file.

The Fire Department Report for October 2012 was received and placed on file.

The Historian's report for October 2012 was received and placed on file.

The Town Court report for October 2012 was received and placed on file.

Highway:

- The Town Highway Superintendent provided a written report for October 2012 and highlighted current projects which included shoulder work, ditching, and tree trimming.

Code Enforcement:

- The Code Enforcement Officer submitted a written report for October 2011 highlighting the inspections that were done and permits issued in the Town. He also discussed the move of NAPA from the village to East Main Road and the status of the Mazza Distillery building on West Main Road.

Barcelona Harbor:

- Pier operations are closed for 2012. James Herbert noted that some logs had been removed.

In Public Comment, William Bauer expressed concern over the 55 mph speed limit between the thruway and Rte 5. It was explained that Rte 394 is a NYS road with DOT setting speed limits.

Supervisor Bills made the following announcements:

- Fall Planning and Zoning Conference (14 & 15 Nov 2012)
- Christmas in the Village Weekend / Holly Tour (16, 17 & 18 Nov 2012)

Old Business:

- Supervisor Bill discussed the fact that an Archeological Survey is being conducted to support the Barcelona Water Project and will complete the required environmental studies for federal funding.
- She also noted that Councilmen are being asked to review & comment on two updated policies (Personnel & Electronic Banking) with the intent of approving them at the next meeting.

New Business:

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- Raymond Schuster offered the following resolution and moved its adoption;

Resolution No. 50 of 2012
Adoption of 2013 Town of Westfield Budget

BE IT RESOLVED, the Town Board of the Town of Westfield hereby approves and adopts the 2013 Preliminary Budget as presented as the 2013 Town Budget.

This was seconded by David Spann. Voting was as follows: Martha Bills, aye; James Herbert, aye; David Brown, aye; David Spann, aye; Raymond Schuster, aye.

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- David Brown offered the following resolution and moved its adoption

Resolution No. 51 of 2012
Authorization for Assessor Trainings

BE IT RESOLVED, the Town Board of the Town of Westfield hereby authorizes the Town Assessor to attend the following trainings with associated costs:

- November 7 & 8 - Valuation & Computer Modeling in RPSV4 (Batavia w/one night hotel, mileage, & meals)
- November 16 (1-Day Vacant Land Valuation (Cusack Center in Buffalo, \$75.00 course, lunch and mileage)
- Online USPAP 7 hour Update Course (\$99.00)

This was seconded by James Herbert. Voting was as follows: Martha Bills, aye; James Herbert, aye; David Brown, aye; David Spann, aye; Raymond Schuster, aye.

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- Raymond Schuster offered the following resolution and moved its adoption

Resolution No. 52 of 2012

Acceptance of Bid for 2013 Plow Hitch, Wing System, and Dump Box

BE IT RESOLVED, the Town Board of the Town of Westfield hereby accepts the Bid of \$56,000 from Valley Fab to purchase a dump box.

This was seconded by David Brown. Voting was as follows: Martha Bills, aye; James Herbert, aye; David Brown, aye; David Spann, aye; Raymond Schuster, aye.

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- James Herbert offered the following resolution and moved its adoption

Resolution No. 53 of 2012

Authorization to Purchase of a 2013 Freightliner Tandem Axle & Chassis

BE IT RESOLVED, The Town Board of the Town of Westfield, duly convened in regular session, does hereby resolve pursuant to the provisions of section 6-c of the General Municipal Law of the State of New York that the Town Supervisor be and she hereby is authorized and directed to spend from the Machinery Capital Reserve Fund of the Town of Westfield, heretofore duly established, not exceeding \$108,000 of the principal and accumulated interest in said Reserve Fund for the purpose of purchasing a 2013 Freightliner Tandem Axle & Chassis. This resolution shall be subject to a permissive referendum, as permitted by law.

This was seconded by David Brown. Voting was as follows: Martha Bills, aye; James Herbert, aye; David Brown, aye; David Spann, aye; Raymond Schuster, aye.

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- David Spann offered the following resolution and moved its adoption

Resolution No. 54 of 2012

Adoption of Town of Westfield Fee Schedule

BE IT RESOLVED, the Town Board of the Town of Westfield hereby adopts the "*Town of Westfield Fee Schedule*" dated November 7th, 2012.

This was seconded by James Herbert. Voting was as follows: Martha Bills, aye; James Herbert, aye; David Brown, aye; David Spann, aye; Raymond Schuster, aye.

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- David Spann offered the following resolution and moved its adoption

Resolution No. 55 of 2012

Water Sale Agreement

WHEREAS, the Town of Westfield's North Town Water District has received a request from Tracy Brunecz of 7236 Rogerville Road, Westfield, New York, designated on the official tax map of Chautauqua County as Section 208.00, Block 2, Lot 33, to become an outside user of the Shorehaven Benefit District; and

WHEREAS, Ms. Brunecz will be responsible for all installation costs, including those for a highway work permit allowing her to install a service line in the Town's right-of-way along Rogerville Road,

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor, after review and recommendation of the Town Attorney, be and he is hereby authorized to sign the Outside User Agreement with Tracy Brunecz her to become an outside user of the Shorehaven Benefit District, providing payment of all appropriate fees as set forth in the Agreement and related permits.

This was seconded by Raymond Schuster. Voting was as follows: Martha Bills, aye; James Herbert, aye; David Brown, aye; David Spann, aye; Raymond Schuster, aye.

 - David Brown offered the following resolution and moved its adoption

Resolution No. 56 of 2012
 Use of Highway Right-of-Way

BE IT RESOLVED, the Town Board of the Town of Westfield hereby consents to Town highway right-of-way use on the east side of Rogerville Road (approximately 1200') from Route 5 southward for the purpose of running a residential water service.

This was seconded by Raymond Schuster. Voting was as follows: Martha Bills, aye; James Herbert, aye; David Brown, aye; David Spann, aye; Raymond Schuster, aye.

 - David Spann offered the following resolution and moved its adoption

Budget Resolution No. 2 of 2012
 2012 Budget Revisions

Revision Description	Increase Expenditures	Decrease Expenditures	Increase Revenue
A Funds (General)			
<i>DOS Grant</i>			
DOS - StreetScape Rev A.28.3089.0			\$ 2,132.44
DOS - Barcelona Imp Rev A.28.3089.0			\$ 3,412.56
StreetScape CE A.92.7180.41	\$ 2,132.44		
Barcelona Improvements CE A.92.7180.42	\$ 3,412.56		
<i>JCAP Grant</i>			
JCAP - Fines & Forfeited Rev A.24.2610.0			\$ 5,800.00
Justice - Equipment Exp A42.1110.2.0	\$ 5,800.00		
<i>Hamlet Grant - Town Share</i>			
Contingent Exp A.47.1990.4		\$ 10,326.30	
Econ Dev. Exp A.84.6989.410	\$ 7,655.90		
Common Wtr. Exp A.90.8350.0	\$ 24.10		
Engineers Exp A.45.1440.4	\$ 2,646.30		

DB Funds (Hwy Outside)

State Aid

Chips - Revenue DB.28.3501.0		\$ 9,991.58
Chips - Expenditure DB.72.5112.0	\$ 9,991.58	

This was seconded by Raymond Schuster. Voting was as follows: Martha Bills, aye; James Herbert, aye; David Brown, aye; David Spann, aye; Raymond Schuster, aye.

- Warrants dated November 7th, 2012 (voucher #'s 9117 - 9171), in the amount of \$103,326.63 drawn on the following funds: General \$59,906.53; General Part-Town \$12,084.67; Highway \$22,766.69; Highway Part-Town \$7,777.26; Sewer Fund \$15.72; Shorehaven Water Project \$2.74; and Trust & Agency \$773.02 were presented and audited by the Board members. David Spann moved and James Herbert seconded a motion that the Supervisor be directed to draw the necessary checks to cover the warrant as audited.

At 8:32pm Supervisor Bills moved and Raymond Schuster seconded a motion to move to Executive Session to discuss ongoing litigation and a contractual issue. Unanimously carried.

At 9:20pm David Brown moved and David Spann seconded a motion to return to regular session. Unanimously carried.

The next Town Meeting is scheduled for Wednesday, December 5th, 2012 @ 7:30pm.

There being no further business, at 9:22pm James Herbert moved and David Spann seconded a motion to adjourn. Unanimously carried.

Respectfully submitted,
// original signed //
Timothy C. Smith, Town

Clerk