

**PUBLIC HEARING
Town of Westfield
December 1st, 2010
(Amending the Town's Animal Law)**

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	Janet Nass
Councilmen:	Raymond Schuster	Marybelle Beigh	Harold Nass
	David Brown	Jim Pacanowski	
	James Herbert		
	David Spann		

Supervisor Bills explained that the Public Hearing was being held to hear all persons in regard to amending the Town's Animal Law (Chapter 56 of the Town Code). The Town Clerk explained the primary change is to transfer dog license authority from NYS Department of Ag & Markets to the Town. Other than that, the only other significantly different item is to add a 3-year licensing option with a coinciding rabies vaccination. 1-year license fees will remain the same.

There being no further business, Raymond Schuster moved and David Spann 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
December 1st, 2010

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	Janet Nass
Councilmen:	Raymond Schuster	Marybelle Beigh	Harold Nass
	David Brown	Jim Pacanowski	
	James Herbert		
	David Spann		

The Town Clerk's report together with a check in the amount of \$1420.57 representing fees for the month of November 2010 was turned over to the Supervisor. State and County agencies received checks totaling \$1359.41.

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	\$597,610.00	\$552,478.00	\$9559.71	\$710,960.71
Gen B	109,586.00	121,719.00	55.72	88,716.80
Hwy DA	298,613.00	259,126.00	198.62	308,732.46
Hwy DB	382,521.00	392,421.00	1037.64	291,445.65
Sewer HO1	21,724.00	30,737.00	-0-	5,425.01
Water HO2	20,756.00	17,840.00	-0-	94,276.95
Wfd. Fire	66,144.00	-0-	-0-	66,217.46
Sherm. Fire	8,616.00	8,644.00	-0-	135.96
Totals:	\$1,505,623.00	\$1,449,663.00	\$10,851.69	\$1,565,911.51

The Dog Warden's report for November 2010 was received and placed on file.

The Fire Department Report for November 2010 was received and placed on file.

The Historian's report for November 2010 was received and placed on file.

The Town Court report for November 2010 was received and placed on file.

Highway:

- The Town Highway Superintendent provided a written report for November 2010 and highlighted current projects, winter preparation, and acquisition of a beach cleaner.

Code Enforcement:

- The Code Enforcement Officer submitted a written report for November 2010 highlighting that 11 inspections were done, 6 permits issued in the Town, and a "Stop Work Order" was issued.

Also attended the monthly meeting of the Chautauqua County Building Officials in Bemus Point on 11/4/2010.

Barcelona Harbor:

- Pier operations are closed for 2010. Councilman Herbert discussed the need for dredging and possibly more docks.

In Public Comment, there were no questions.

Announcements:

- The Transfer Station holiday hours are as follows:
 - Monday, 27 Dec 2010 (9:00am - 5:00pm)
 - Monday, 3 Jan 2011 (9:00am - 5:00pm)
- The Town Employees' Christmas Party Friday, 17 December 2010 at noon in Eason Hall.

Old Business:

- Supervisor Bills provided updates on projects including the East Main Road water project which will have a final inspection in spring 2011, the Concord Grape Belt Heritage Management Plan which requires final approval from NYS, and a meeting is being scheduled in approximately 2 weeks to seek business & resident input for the Streetscape and Pier improvement grants in Barcelona..

New Business:

- David Brown offered the following resolution and moved its adoption

Resolution No. 48 of 2010
 2011 Holiday Schedule

Martin Luther King Day	Monday, January 17
Presidents' Day	Monday, February 21
Good Friday	Friday, April 22
Memorial Day	Monday, May 30
Independence Day	Monday, July 4
Labor Day	Monday, September 5
Columbus Day	Monday, October 10
Election Day	Tuesday November 8
Veteran's Day	Friday, November 11
Thanksgiving Day	Thursday, November 24
Day after Thanksgiving	Friday, November 25
Day before Christmas Eve	Friday, December 23
Day after Christmas	Monday December 26

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.

- David Brown offered the following resolution and moved its adoption

Resolution No. 49 of 2010
Adoption of LL#5-2010 / Amend the Animals Law

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Westfield for a public hearing to be held by said Board on December 1, 2010 at 7:25 p.m. at the North Room, Eason Hall, 23 Elm Street, Westfield, New York 14787, to hear all interested parties on a proposed Local Law to amend the Animals Law with regard to dog licensing, and

WHEREAS, notice of said public hearing was duly published in the *Dunkirk Evening-Observer* and posted on the Town Clerk's bulletin board and

WHEREAS, said public hearing was duly held on December 1, 2010 at 7:25 p.m. at the said Eason Hall and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

WHEREAS, the Town Board hereby determines that the adoption of the local law is a Type II action for purposes of the State Environmental Quality Review Act, requiring no further review, and

WHEREAS, the Town Board of the Town of Westfield, after due deliberation, finds it in the best interest of the Town to adopt said Local Law,

NOW, THEREFORE BE IT REOLVED, that the Town Board of the Town of Westfield hereby adopts said Local Law as Local Law No. 5 of 2010, a copy of which is attached hereto and made a part hereof, and the Town Clerk hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Westfield, and to give due notice of the adoption of the Local Law to the Secretary of State.

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.

- Martha Bills offered the following resolution and moved its adoption

Resolution No. 50 of 2010
Obtaining Beach Cleaning Machine

WHEREAS, the Town of Westfield has obtained through an auction, a Beach Cleaning Machine for the price of \$5,500 which will be taken from the machinery Capital Reserve,

NOW, THEREFORE BE IT REOLVED, that the Town Board hereby authorizes necessary expenses to be paid to the Highway Superintendent for the pick-up and transport of the machine including fuel, tolls, overnight lodging and meals in transit with an advance of \$500.

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.

At 8:15pm Supervisor Bills moved and Raymond Schuster seconded a motion to move to Executive Session to discuss employment history of particular persons. Unanimously carried.

At 8:50pm Supervisor Bills moved and David Spann seconded a motion to return to regular session. Unanimously carried.

Martha Bills moved and James Herbert seconded a motion that the Supervisor be directed to draw the necessary checks to cover the warrant as audited. Voting was as follows: Martha Bills, aye; Raymond Schuster, aye; David Brown, aye; James Herbert, aye; and David Spann, aye.

The next Town Meeting is scheduled for Wednesday, January 5th, 2011 @ 7:30pm.

There being no further business, at 8:55pm David Brown moved and Martha Bills seconded a motion to adjourn. Unanimously carried.

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