

The Regular Meeting of the Town of Wellsville, County of Allegany and the State of New York was held at the Town Hall, 156 N Main Street on the 12^h day June of 2013.

PRESENT: Darwin Fanton, Supervisor
Ronald Taylor, Council Member
Steve Havey, Council Member
Mike Finn, Attorney

ABSENT: Timothy McNulty, Council Member
Shad Alsworth, Council Member

OTHERS PRESENT: Brian Quinn, Wellsville Daily Reporter; Shannon Green, Amanda Smith

Fanton opened the meeting at 7:00 pm and led the pledge to the Flag.

MINUTES: Accepted as presented

FINANCIAL REPORT: Accepted as presented

COMMUNITY COMMENT:

Lagoon 2 Field: Shannon Green and Amanda Smith were present to ask the board's permission to rename Lagoon 2 field to the LaChance Field in honor of their grandfather George L LaChance. Green stated that LaChance was one of the many men to redo Lagoon 2 after the flood of 1972, he had taught a lot of young boys baseball including his sons Steve and Bill and in return they have passed it along to their children and grandchildren. It would be a great honor to have the field renamed the LaChance Field. Fanton stated that he would like a full board to vote on the change and he asked the Town Clerk to put it on the agenda for next month.

DEPARTMENTAL REPORTS: Accepted as presented

Dog Control: A motion was made by Havey for the Supervisor to sign the annual Dog Shelter agreement with the town of Independence, seconded by Taylor/carried.

UNIFORM NOTICE OF CLAIMS:

The following resolution was offered by Council Member Ronald Taylor who moved its adoption and was seconded by Council Member Steve Havey

Resolution No 14

UNIFORM NOTICE OF CLAIMS CERTIFICATE

WHEREAS General Municipal Law, §53 requires towns to file a certificate with the Secretary of State designating the Secretary of State as an agent for service of a notice of claim; and

WHEREAS, General Municipal Law, §53 requires the certificate to include the applicable time limit for filing the notice of claim and the name, post office address and electronic mail address, if available, of an officer, person, for the transmittal of notices of claim served upon the Secretary as the town's agent; and

WHEREAS, pursuant to General Municipal Law, §50-e(1)(a), the applicable time limit for the filing of a notice of claim upon a town is 90 days after the claim arises, or in the case of a wrongful death action, 90 days from the appointment of a representative of the decedent's estate; Now therefore Be It

RESOLVED, that the Town Board of the Town of Wellsville, County of Allegany designates Sylvia LaChance, in her capacity as Town Clerk, to receive notices of claims served upon the Secretary of State by mail at 156 North Main Street, Wellsville, New York 14895 and email at townwlsv@verizon.net.

BE IT FURTHER RESOLVED, that the Town Board hereby directs the Town Clerk to file the required certificate with the Secretary of State informing him or her of the town's designation and applicable time limitation for filing a notice of claim with the town on or before July 14, 2013.

BE IT RESOLVED, This resolution shall take effect immediately.

VOTE: Darwin L Fanton, Town Supervisor voting aye
Ronald Taylor, Board Member voting aye
Steve Havey, Board Member voting aye

ABSENT: Timothy McNulty, Board Member
Shad Alsworth, Board Member

AIRPORT:

Taxiway and Apron: A motion was made by Taylor to have the taxiway and apron painted while Hi-Lite is painting the runway for a cost of \$2,000.00, seconded by Havey/carried.

Budget Transfer: A motion was made by Taylor to transfer \$2,000.00 out of Airport Capital Reserve NY class # NY-01-0706-0004 to pay for the above project, seconded by Havey/carried.

NYS DEC WASTEWATER COLLECTION: Fanton reports that he received a letter/survey from the NYSDEC regarding wastewater collection. He called the DEC to explain the conditions and he was told to have the village report on our districts, it was confirmed that Brad Mattison, Village of Wellsville, would report on our districts. Fanton will return the survey to the DEC stating that the Village of Wellsville will be responsible for reporting as our agreements state that the Village of Wellsville do the maintenance on our sewer districts.

ASSESSOR:

Appointment: A motion was made by Taylor to reappoint Lou Anne Glass as the Assessor for the Town of Wellsville for a term of six-years to begin October 1, 2013 and end September 30, 2019, seconded by Havey/carried.

Vacation/Coverage: A motion was made by Taylor for Jayna DeGroff, Clerk to Assessor, to cover full time for the Assessor while she is on vacation from June 26 – July 9, 2013 and while the Assessor is at school the week of July 15, 2013, seconded by Havey/carried.

PROPERTY SALE:

Closing Cost: A motion was made by Havey to pay an additional cost of \$4391.63 for closing cost on the West Hanover Street property, seconded by Taylor/carried.

AUDIT/PAYMENT OF BILLS – Havey/Taylor/carried

A – General Fund – Vouchers 123-156; \$169,459.97
B – Outside Village – Vouchers 1011-1012; \$1,367.31
DA – Highway Town wide – Vouchers 99-125; \$15,321.19
DB – Highway Outside – Vouchers 1034-1041; \$108,571.11
EA – Airport – Vouchers 26-32; \$3,513.89
SL – Hillcrest Lighting District – Voucher 6, \$13.78
SS2- - Sinclair Sewer District – Voucher 6; \$145.35
SS4- - Airport Sewer District – Voucher 6; \$1,819.04
Total: \$300,211.64

Executive Session: A motion was made by Taylor to adjourn into an executive session to discuss a contractual issue and a legal issue, seconded by Havey/carried.

RETURN TO REGULAR SESSION: Taylor/Havey/carried

ADJOURN: Havey/Taylor/carried

Respectfully Submitted,

Sylvia LaChance
Town Clerk