

Minutes of a *Regular*
Meeting of the Town Council of the Town of Ellicott
held at the Administration Building
215 S. Work Street, Falconer, N.Y. on
March 15, 2021 at 6:00 P.M.

Present: Supervisor McLaughlin, Councilman Tyler, Councilwoman Bowman, Councilwoman Whitmore, Councilman Heitzenrater, Town Clerk Bellardo, Highway Superintendent Pickett, Attorney Duncanson

Supervisor McLaughlin opened the meeting at 6:00 PM and led the Town Council in the *Pledge of Allegiance*. Town Clerk Bellardo called the roll.

APPROVAL OF MINUTES

MOTION by Councilman Tyler, seconded by Councilwoman Whitmore to accept the minutes of the February 8, 2021 Regular Meeting as presented by the Town Clerk.

Carried.

Ayes – 5

Noes - 0

Absent – 0

CORRESPONDANCE

Town Clerk Bellardo read the following item into the record:

1. Letter from Falconer Public Library thanking the town for its donation.

TOWN OFFICER REPORTS

Councilman Heitzenrater followed up on the email regarding a dog park in conjunction with the Village of Falconer. He is going to continue working with Anna Fales at the Village. He has also spoken with Doug Champ regarding the BPU and the green energy regulations that are coming down from the State.

Town Clerk Bellardo advised the Board that Danielle has submitted the Annual Update Document (AUD) to the State.

Attorney Duncanson is working with the Assessor with the tax review cases. Ellicott Oak apartments is moving forward and we need to get a preliminary appraisal going. He is hoping for help with the cost from the school.

Highway Superintendent Pickett advised the Board that he is monitoring the sales tax that we are getting from the County and will adjust his spending accordingly. We received a charge from the NYS Thruway for a trailer that we did not drive. He has been trying to dispute the charge with no luck. Kmart driveway is an issue with truck parking. Dave Rowe has tried to reach out to Kmart without success. We have received a verbal okay for the temporary water tank. We are over half done with the Lead Water Replacement Grant.

Supervisor McLaughlin met with six other municipalities last week regarding the new MOU that replaces the MOA for lake management. There was a consensus that we should not sign the new agreement. He also attending a meeting with the Chautauqua Lake Management Alliance and asked them to reach out to schedule a meeting to discuss our concerns.

OLD BUSINESS

Resolution #10-2021

Sycamore Street Request

MOTION by Councilman Tyler seconded by Councilwoman Whitmore that we accept the resolution to sell by quick claim deed the mentioned portion of Sycamore Street to Brian Devine.

Adopted. Ayes - 5 Noes - 0 Absent –0

Resolution #11-2021

Abandonment of Sycamore Street

MOTION by Councilman Tyler seconded by Councilwoman Bowman that we accept the resolution from Highway Superintendent Pickett to abandon the paper street Sycamore.

Adopted. Ayes - 5 Noes - 0 Absent –0

NEW BUSINESS

Dump Truck BAN Renewal

MOTION by Councilman Tyler seconded by Councilwoman Bowman that renew the dump truck BAN in the amount of \$32,222.00 at an interest rate of 4.20%.

Adopted. Ayes - 5 Noes - 0 Absent – 0

Resolution #12-2021

Police Reform & Collaborative Plan

MOTION by Councilman Tyler and seconded by Councilwoman Whitmore to set a public hearing for the Police Reform and Collaborative Plan for Monday, March 29th at 6:00 pm.

Adopted. Ayes - 5 Noes - 0 Absent – 0

Resolution #13-2021

Local Law #1-2021 (Increase terms for councilpersons from 2 years to 4 years)

MOTION by Councilman Tyler and seconded by Councilwoman Bowman to set a public hearing for the Local Law #1-2021 for Monday, April 19th at 6:00 pm.

Adopted. Ayes - 5 Noes - 0 Absent – 0

Wembley Water

Highway Superintendent Pickett reported that he spoke with the BPU and got a price for running water on Wembley Drive. He does not believe it is feasible for the four houses since it would be over \$20,000 per house for ten years. Councilwoman Bowman is going to speak to her neighbors but does not believe it will go anywhere.

Fluvanna Sewer

Highway Superintendent Pickett reported that he we received more yes votes than no and are now waiting on Eric from Clark Patterson Lee. David Rowe reached out to the County to see if there is any grant money for the project.

Resolution #14-2021

Dog Enumeration

Town Clerk Bellardo stated that the Town needs to do a dog census. We can either hire someone to go door to door and there is a company, DogEnumeration.com, who will mail out postcards to the parcels in the town at a cost of 39 cents a card for about \$1900 including the two villages.

MOTION by Councilman Tyler and seconded by Councilwoman Bowman to contract with DogEnumeration.com to do the dog enumeration.

Adopted. **Ayes - 5** **Noes - 0** **Absent – 0**

Resolution #15-2021

Bank Accounts

Town Clerk Bellardo stated that the M&T Bank is closing the Falconer Branch on June 10th. We have the majority of our accounts there. She would like to look at Community Bank for at least the tax and clerk deposit for right now.

MOTION by Councilman Tyler and seconded by Councilman Heitzenrater to open those accounts at Community Bank.

Adopted. **Ayes – 4** **Noes - 0** **Absent – 0**
(Councilwoman Whitmore recused herself from the vote)

Resolution #16-2021

Highway Bids

MOTION by Councilman Tyler and seconded by Councilwoman Bowman accept the highway material bid results as presented by Highway Superintendent Pickett.

Adopted. **Ayes – 5** **Noes - 0** **Absent – 0**

Federal Stimulus Money

A discussion was had regarding what we should do with the Federal Stimulus Money if and when we receive it. Councilman Heitzenrater presented the board with the latest number of \$910,000 which includes what will go to the Villages of Falconer and Celoron. Supervisor McLaughlin would like to have everyone get their thoughts on what to do with the money and get it to him. He will have a committee to look at the ideas.

Resolution #14-2021

Payment of Claims

MOTION by Councilwoman Whitmore seconded by Councilwoman Bowman to pay Abstract #6-2021 in the amount \$377,834.85.

Adopted. **Ayes - 5** **Noes - 0** **Absent –0**

Motion by Supervisor McLaughlin, seconded by Councilwoman Bowman to adjourn at 6:57 pm.

Carried. **Ayes – 5** **Noes - 0** **Absent – 0**

Resolution #15-2021

Executive Session (Payroll Issues)

MOTION by Supervisor McLaughlin seconded by Councilman Tyler to convene Executive Session for the purpose of discussing payroll issues 6:57 PM – 7:38 PM

Adopted. **Ayes - 5** **Noes - 0** **Absent –0**

Amy M. Bellardo, Town Clerk