

**TOWN OF CARROLLTON**  
**MONTHLY MEETING**  
**July 21, 2020 4:30PM**

**MUNICIPAL COMPLEX**

**640 MAIN STREET**

**LIMESTONE, NY 14753**

**Present:** Supervisor Bob Rinfrette, Councilman James Rounsville, Councilman Ralph Bottone, Councilman Dan Newbury, Town Clerk Julie Carlson, CEO Lance Jobe, W/S/Maintenance Ricky Dixon, Councilman Jay Little. **Not Present:** Hwy Superintendent Mike Fox, Book Keeper Keli Rounsville.

**Guest:** Caleb Henning-MDA, **Town Residents:** George Osborne, Tammy Spry, Julie Buchanan.

Supervisor Rinfrette called the Meeting to order at 4:30PM directly followed by the Pledge of Allegiance.

**Motion** made by Councilman Bottone, seconded by Councilman Newbury to accept May Monthly Minutes and Special Meeting Minutes as written. All voting yes, Motion carried.

**Motion** made by Councilman Bottone, seconded by Councilman Newbury to pay bills presented. All voting yes, Motion carried.

**2020 Bills Presented**

- General \$9,136.69 v#134-148
- Highway \$6,131.33 v#71-78
- Sewer 1 \$ 105.00 v#10
- Sewer 2 \$2,511.66 v#56-65
- Water \$1,844.82 v#46-56
- Capital \$ 39.45 v#4-5

**Total \$19,768.95**

**Checks Received 06/17-07/21/2020:**

\$ 508.88 Town Clerk's Acct-June Sales  
16,365.00 Justice M. Soper-June 2020  
9,100.00 Justice J. Crowley-June 2020  
1,349.00 Rental Income for June/July  
142.50 Catt. County restitution payment  
500.06 NY Municipal Insurance Reciprocal -capital contribution for member

**Total \$33,065.44**

**Monthly Reports:** The Town Clerk, Dog Control, Supervisor Reports were all reviewed.

**Caleb Henning, MDA** reported the Bid Results with the lowest Bid being CP Ward with a base bid of \$203,000 and alternate no. 1 and alternate no. 2 \$29,000, Total \$232,000. He recommended keeping a 5% contingency to cover the unexpected costs. Budgeting at \$243,600 for construction. The Bond Resolution that was just passed will need to be amended due to bids coming in higher than expected. The project cost has changed from \$233, 500 to \$290,000. He is recommending to go with \$300,000 for the revised Budget. The advised new date for a Public Hearing is August 6, 2020.

**Resolution introduced by** Supervisor Bob Rinfrette, seconded by Councilman Dan Newbury to adopt the Order to Call a Public Hearing on August 6, 2020 at 4:00PM for the matter of Joint Increase and Improvement of Facilities of the Town of Carrollton Limestone Sewer District and Sewer District No. 1 in the Town of Carrollton, County of Cattaraugus, New York, pursuant to Town Law, created the Town of Carrollton Limestone Sewer District and Sewer District No. 1. All voting yes, Motion carried. (Resolution Attached).

Dog Report: Deputy Dog Control/Councilman Bottone reported that there was a dog call that involved a boy being bitten by a dog. The Sheriff's dept came and also involved the Town of Olean for removing dog from premises. It was found the dog was up on rabies shots, had a license but due for renewal. He stated the Town of Olean is sending a contract to the Town to help for housing dogs. He stated the SPCA is closed due to failure of inspection.

**Highway Dept.** -The Board discussed the recent storm damage. Councilman Rounsville reported the road lifted from the storm on the Ten Mile Rd. It was not our area to repair. There were also problems on Windfall Rd from the storm. Councilman Bottone informed the Board that he has received calls from a Windfall resident to ask Mike and the Hwy to come and fix the mess left from plowing. Bottone said he had approached Mike about it before and there was a confrontation. The Board agreed there has been a few residents' complaints on the plowing from this past winter.

**Open Forum: Town Residents:**

Julie Buchanan of Leonard Run had come originally to ask what was going to be done about the water that washes out Danny Dixon's driveway and floods her basement. However, Mike Fox is has already started to work on the situation. She stated she is concerned about the house of Eric Deemer's that is right down the hill of Loney Hollow and floods the entire yard to the house. The Board said they had been to look at the problem and Mike is working on the situation.

Tammy Spry brought to the Board her situation on her property. She stated 11 years ago when the Town was repairing Leonard Run, Hwy Superintendent Mike Fox asked one of her young daughters if he remove the step at the end of her sidewalk by the road. The daughter said yes. Ms. Spry stated she is the owner and she is who pays the taxes, bill and she should be the one to ask, not her daughter. Now the water comes directly into her yard and pushes dirt up that she has to move which is heavy every time it rains. Her parents can't come to visit if she does this. She stated she has spoke to Mike Fox last year, but there is still no fix. She welcomed the Board to come to look at the problem.

George Osborne stated he is concerned about the ditching that needs to be done on Leonard Run. He stated the driveways are washing out. He stated there is a catch basin that is dangerous in front of his house also. Councilman Bottone said this will all be addressed ASAP. Supervisor Rinfrette said he will contact Mike Fox to discuss the issues addressed tonight.

**Lance Jobe, CEO/Building Inspector** reported the ZBA needs to get put together. We are still looking for members. We need 5 to make a Board. He is willing to train them so they are informed of all aspects. Clerk Carlson stated that there are some upcoming trainings coming up in September. Lance reminded we are still sitting on a special use application which still has 30 days. At this time there may be an extension on it due to Executive Orders for Covid-19. The Board discussed ZBA, and who may have interest. Clerk Carlson has reached out to a few residents, posted it on the Town Website, and made fliers to hang at the Post Office. Lance stated it is very important to have interested members. Clerk Carlson stated she has one letter of interest from Town Resident Robin Ryder for the ZBA.

**Correspondence:**

Fenner Realtor inquiring to renew the contract for the sale of the Municipal Complex Building. The Board stated they will renew the contract, giving authorization to Supervisor Rinfrette to sign the contract.

**Rentals:**

Clerk Carlson updated the Board on the income. Roller Derby is the only one not paying and they are not able to practice due to Covid-19 Executive Orders. Parts R Us is caught up until this month. Room 205 will be rented on September 1<sup>st</sup> for Office Use.

**Water/Sewer:** Clerk Carlson reported she is working on the billing system, there seems to be a few discrepancies on the billings and is working to get everything in order. Not all the accounts were switched when the 2019 change in billing was to be implemented as to paying full bills even when house is vacant or not in use for at any time. There are also a few properties that should be paying the \$20.00 water distribution fee each billing that were not be billed.

**New Business:** Councilman Bottone asked the Board for permission to get a few gallons of gas for his mower he has been mowing the Baseball Field, which for State regulations it needs to be kept up. Councilman Rounsville said he would bring his brush hog over to donate his time and Supervisor Rinfrette added in he would also donate his time. The Board authorized gas to Councilman Bottone for mowing the Baseball Field.

**Executive Session:**

**Motion** made by Councilman Bottone, seconded by Councilman Newbury to call Executive Session with Attorney Eric Firkel for discussion of Personnel Benefits and ongoing Court proceedings. All voting yes, Motion carried.

**Motion** made by Councilman Newbury, seconded by Councilman Rounsville to close Executive Session.

**Old Business:** Lance Jobe informed the Board on the grant information for the old Municipal Building. He met with the gentleman that Bob Parker referred him to and unfortunately the deadline has passed for any handicap assessable grants for this year.

Dan Newbury informed the Board he would be meeting about the Fire Alarm System for the Complex on Friday, July 24<sup>th</sup>.

Councilman Rounsville addressed the Board about putting Book Keeper-Keli Rounsville on salary now. Keli is interested in staying on permanently. The Board discussed and stated they would like to ask Mary Rhodes to stay on and pay as consultant/training for anything that may come up that Keli hasn't had to do yet.

**Motion** made by Councilman Bottone, seconded by Councilman Newbury to make Keli Rounsville permanent part-time Book Keeper for the Town of Carrollton.

**Motion** made by Councilman Bottone, seconded by Councilman Newbury to adjourn the Meeting at 7:00PM. All voting yes, Motion carried.

**Respectfully Submitted,**

*Julie Carlson-Town Clerk*

A meeting of the Town Board of the Town of Carrollton, in the County of Cattaraugus, New York, was held at the Town Hall, in said Town, on July 21, 2020.

PRESENT:

Robert Rinfrette, Supervisor  
Ralph Bottone, Councilmember  
Jay Little, Councilmember  
Dan Newbury, Councilmember  
Jim Rounsville, Councilmember

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In the Matter

of the

Joint Increase and Improvement of Facilities of the  
Town of Carrollton Limestone Sewer District and Sewer District No. 1  
in the Town of Carrollton, County of Cattaraugus, New York,  
pursuant to Section 202-b of the Town Law.

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**ORDER CALLING PUBLIC  
HEARING TO BE HELD ON  
AUGUST 6, 2020**

WHEREAS, the Town Board of the Town of Carrollton (herein called “Town Board” and “Town”, respectively), in the County of Cattaraugus, New York, has, pursuant to Town Law, created the Town of Carrollton Limestone Sewer District and Sewer District No. 1 (collectively, the “Districts”); and

WHEREAS, the Town Board has directed MDA Consulting Engineers, PLLC, competent engineers licensed in New York, to prepare a preliminary map, plan and report for a sewer system capital improvements project within the Districts; and

WHEREAS, on May 26, 2020 the Town Board approved an Order Calling for Public Hearing to be held on June 16, 2020; and

WHEREAS, on June 16, 2020 the Town Board held the Public Hearing virtually through zoom.us, adopted a Resolution and Order After Public Hearing Approving the Joint Increase and Improvement of Facilities of the Town of Carrollton Limestone Sewer District and Sewer District No. 1 and adopted the Bond Resolution; and

WHEREAS, the bids for the project came in higher than expected and the Town would like to now increase the total cost of the project; and

WHEREAS, the Town has directed MDA Consulting Engineers, PLLC, competent engineers licensed in New York, to prepare a revised map, plan and report to include the increase in the estimated maximum cost of the project; and

WHEREAS, the Town Board would now like to adopt a revised Order Calling Public Hearing increasing the estimated maximum cost and amount of serial bonds authorized from \$233,500 to \$300,000; and

WHEREAS, such sewer system capital improvements project will generally consist of improvements to the Limestone Wastewater Treatment Plant, such work to include, but not be limited to, the construction of a UV light disinfection system and the installation of associated equipment and new electrical service, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Sewer Improvement"); and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such preliminary map, plan and report for such joint increase and improvement of facilities of the Districts and has estimated the total cost thereof to be an estimated maximum amount of \$300,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$300,000, offset by any federal, state, county and/or local funds received; and

NOW, THEREFORE, BE IT

ORDERED that a meeting of the Town Board of the Town of Carrollton will be held virtually via Zoom.us. Please join the Zoom Meeting at <https://us02web.zoom.us/j/84617053564> with the Meeting ID: 846 1705 3564 and the Password: 640640 or by calling in at 646-558-8656 or 312-626-6799 and using the same Meeting ID and Password on August 6, 2020 at 4:00 p.m. o'clock p.m. (prevailing time) or shortly thereafter to consider said joint increase and improvement of facilities of the Districts and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED that the expense of said joint increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate amount not to exceed \$300,000, said amount to be offset by any federal, state, county and/or local funds received; and be it

FURTHER ORDERED that such costs will be annually apportioned among the Districts by the Town Board and, unless paid from other sources or charges, the costs of said joint increase and improvement of facilities shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the Districts, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and be it

FURTHERED ORDERED that that the Town Board may establish sewer rents as provided in paragraph (l) of subdivision one of Town Law Section 198; and be it

FURTHER ORDERED that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk,

the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

DATED: July 21, 2020

TOWN BOARD OF THE  
TOWN OF CARROLLTON

The adoption of the foregoing Order Calling for Public Hearing was duly put to a vote on roll call, which resulted as follows:

AYES:

Robert Rinfrette, Supervisor  
Ralph Bottone, Councilmember  
Jay Little, Councilmember  
Dan Newbury, Councilmember  
Jim Rounsville, Councilmember

NOES: N/A

ABSENT: ALL PRESENT

The Order Calling for Public Hearing was declared adopted.