

**TOWN OF CHARLOTTE
COUNTY OF CHAUTAUQUA
STATE OF NEW YORK**



The Town Board, Town of Charlotte held a regular Board Meeting on Wednesday, February 12, 2020 at 7:00 p.m. in the David Vern Luce Community Building Allen Chase, Supervisor presiding. Board members present were: Darren Carlstrom, Harold North, Mark Jaquith , and Mark Abbey. Others present were: Mark LeBaron, Highway Superintendent, Jeff Crossley, Town Justice, Randy Buntjer & Will Savage, Innogy, Sherman Sweeney, Jen & John Conway, Earl Riggle, Patti & Marshall Greenstein, Nicholas Moore, Colin Sischo, and Susan L. Peacock, Town Clerk.

The meeting was called to order.

Prayer was offered by Mark Abbey followed by the Pledge of Allegiance.

All the Town Board members were given a copy of the Town's 2020 Meeting Dates.

Each board member had been given a copy of the minutes of the January 8th, 2020 board meeting. A motion was made by Mark Abbey seconded by Darren Carlstrom and with none opposed it carried to accept the minutes as submitted.

A motion was made by Mark Jaquith, seconded by Harold North and with none opposed it carried to draw warrants on the proper funds in payment of Highway Claims No. 12 to No. 31 in the amount of \$23,387.13 which have been duly audited and to draw warrants on the proper funds in payment of General Fund Claims No. 28 to No. 61 in the amount of \$27,191.48 which have been duly audited.

A motion was made by Darren Carlstrom, seconded by Mark Jaquith and with none opposed it carried to accept the January 2020 Financial Report prepared for the Town of Charlotte by Bahgat Laurito & Bahgat,

A motion was made by Mark Abbey, seconded by Harold North and with none opposed it carried to authorize Allen Chase, Town Supervisor, to pay GHD invoice #76976 dated 1/13/20 in the amount of \$7,567.00 out of the escrow account funded entirely by Innogy. This is at no cost to the Town in any way.

A motion was made by Mark Jaquith, seconded by Mark Abbey and with none opposed it carried to authorize Allen Chase, Town Supervisor, to pay GHD invoice #77444 dated 2/5/20 in the amount of \$4,716.00 out of the escrow account funded entirely by Innogy. This is at no cost to the Town in any way.

A motion was made by Harold North, seconded by Mark Abbey and with none opposed it carried to accept the Road Use Proposal from Innogy for the additional use of Town roads for the project without increasing the amount of the road use bond in place. The Town requests 12" gravel to Mill Creek Rd., gravel to lower Cleland Rd. and to gravel a portion of Andrews Rd. in lieu of increasing the bond amount.

A motion was made by Darren Carlstrom, seconded by Mark Abbey and with none opposed it carried to allow the Town Clerk, Susan L. Peacock, to publish a Help Wanted ad for a Full Time Highway Position in the Post Journal Saturday, February 15 – Thursday, February 20th. The interview date is Friday, February 21st with a hire date of March 9, 2020.

Discussion was heard on the following:

1. **JUSTICE REPORT:** 33 new cases, 35 closed in January. Serving a criminal summons' is becoming an issue. Justice Jeffrey Crossley will be attending a meeting with the Public Defender to approach the subject this month. The incorrect address on the notices from NYS Courts are going to the Village Clerk's personal address. This is being addressed. A Town Court Summary Report for 2019 was presented as follows:

Charlotte Town Court Charge Volume Summary Report All Judges		Charges from: 01/01/2019 to: 12/31/2019	
		Report date: 02/12/2020	
Statute	Charges Received	Charges Disposed	
VTL	354	390	
PL	52	53	
NYR	2	4	
AM	1	1	
CIV	5	5	
LL	4	6	
NYC	5	0	
ECL	2	6	
PHL	4	0	
RR	0	1	
EX	0	1	
PM	0	7	
VIL	0	3	
TOTALS	429	477	
Total money collected and remitted to State Comptroller:			
Fines:	28567.00		
Surcharges:	18983.50		
Civil Fees:	4785.50		
Total:	52336.00		

The following January 2020 report was also presented:

DISPENSING JUSTICE FOR ALL						
				2020		
		NEW CHARGES			CLOSED CHARGES	
JAN			33			35
FEB						
MAR						
APR						
MAY						
JUNE						
JUL						
AUG						
SEPT						
OCT						
NOV						
DEC						
TOTAL OPENED CHARGES				TOTAL CLOSED		
			33		CHARGES	35
TOTAL CHARGES TO DATE FOR 2019						68
PETTY CASH FUND IS			\$250.00			
TRAINING COMPLETED		Upcoming:	Core A for Judges April 18, 2020 at 8AM in Salamance			
			Court Clerk Advanced Program April 25, 2020 at 8AM in Salamanca			

2. HIGHWAY REPORT:

1. Freightliner brought \$20,100 at auction. We declined to accept. We will look for other avenues to sell it.

2. Continue to work on new addition. Floor has been poured and with help from shared services, we ran the water line, knocked out windows and a section of wall for entrances, and painted the existing block wall.

3. New furnace has been installed and works fine.
4. #75, our truck purchased from the County has a new sander installed and serviced and is working well for us.
5. Hired Mike Rizzo as a seasonal employee to help with mechanics and plowing.

3. **CLERK REPORT:** January scheduled hours were 37.5 with 59 hours actually worked leaving the total amount of 21.5 hours over the scheduled hours. The Town and Deputy Clerk's computers have been upgraded per the cyber insurance policy recommendations. Randy Graham has been notified of the changes. The bucket truck payments have not been received from the Town of Ellery \$7818.51 initial portion and \$231.55 for the 2020 insurance or the Town of Sheridan's initial portion \$7818.51. The Town Clerk's have been emailed and called. The following report was presented:

02/07/2020

Town Clerk Monthly Report
January 01, 2020 - January 31, 2020

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Account#	Account Description	Fee Description	Qty	Local Share
	Building fees	Additions & Alterations	1	25.00
		Barns/Garages/Sheds	1	100.00
		Sub-Total:		\$125.00
A-1255	Certified Copies	Certified Copies	3	30.00
		Sub-Total:		\$30.00
A2544	Dog Licensing	Female, Spayed	9	45.00
		Female, Unspayed	11	132.00
		Male, Neutered	8	40.00
		Male, Unneutered	4	48.00
	Senior Citizen Discount	Senior Citizen Discount	7	-14.00
		Sub-Total:		\$251.00
			Total Local Shares Remitted:	\$406.00
Amount paid to: NYS Ag. & Markets for spay/neuter program				62.00
Total State, County & Local Revenues:			\$468.00	Total Non-Local Revenues:
				\$62.00

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Susan Peacock, Town Clerk, Town of Charlotte during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

Supervisor	Date	Town Clerk	Date
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4. **TAX COLLECTOR:** January tax amount collected: \$878,029.30. One tax payer was upset a check written for the wrong amount was not accepted, and the Village Clerk sent out a Town Tax bill with no prompting from the Town Tax Collector. 3 checks were written to Supervisor Chase fulfilling the Town tax warrant in the amount of \$614,586.00 as follows: \$331,960.00 CK #1156, \$237,126.00 CK #1157, \$45,500.00 CK #1158

5. **WIND UPDATE:** Randy Buntjer from Innogy gave an update on tree clearing and Town road usage. The clearing of the POI site is going according to plan. Vandalism was reported to the Chautauqua County Sherriff's regarding an incident on Hall Rd. and in Cherry Creek at the MET Tower. Supervisor Allen Chase also mentioned to Innogy that the board has noticed and was pleased with the improved flagging and traffic control measures that Zoladz has been doing after two incidents earlier this year.

6. Earl Riggle, Town Resident, inquired about the County road conditions during the wind farm project. Randy Buntjer responded the County assumes responsibility for those County roads, and a bond is in place with the County as well to protect these County roads.

A motion to adjourn the regular meeting and enter into Executive Session to discuss information relating to current or future investigation or prosecution of a criminal offense which would imperil effective law enforcement if disclosed was made by Darren Carlstrom, seconded by Harold North and with none opposed it carried.

A motion to adjourn the Executive Session meeting was made by Mark Jaquith, seconded by Harold North and with none opposed it carried.

A motion to adjourn was made by Darren Carlstrom, seconded by Mark Abbey and with none opposed it carried.

The next regular Town Board Meeting is scheduled for Wednesday, March 11th, 2020 at the David Vern Luce Building, 8 Lester St., Sinclairville, NY.

Respectfully submitted
Susan Peacock
Town Clerk/Tax Collector/Registrar