

June 13, 2017

Supervisor Dennis Mahus called the regular meeting of the North Dansville Town Board to order at 7:00 PM. Roll was taken and found Councilperson Horr, Schwenzer and Infantino present. Councilperson Leven was absent. Highway Superintendent MacWhorter was also in attendance. Guest: David Roberts, Deanne Knapp, Alan Hettrick, Richard Lafford and David Luce (Sexton).

Pledge to the Flag followed.

Town Clerk presented the minutes from May 09, 2017 (regular) meeting, copy on file. A motion by Councilperson Horr and a second by Councilperson Infantino to accept the minutes as presented. All in favor. MOTION CARRIED.

Supervisor opened the Public Hearing for Local Law#1 of the Year 2017 – a Local Law amending the North Dansville Town Zoning Law, Section 109 (Definitions) adding a definition for “Domestic Pets of the Household” and Section 702 (Other regulations applicable to all zones) adding Section 702.9-8. Mahus welcomed all in attendance and then went over the history and circumstances that lead to the proposal of this amendment. Mahus then requested comments and questions from those in attendance. NO RESPONSE. The Public Hearing will be left open and revisited later in the meeting.

Dave Roberts reported that the attendance for the 2017 Tractor Pull was approximately 1600 people. The pull went off as planned, starting at 04:00pm and ending a little after 09:00pm with no fireworks following the event. Cleanup has taken place. Dave thanked the board for allowing the event and stated that his group will evaluate this year's event and decide about holding a tractor pull next year.

Alan Hettrick is associated with Dansville Little League Baseball. Members of the Little League Organization wished to thank the board for allowing them to play on the ball field at Dansville Recreational Park. The League is looking for more playing fields for games. Due to unusually rainy weather they have experienced several rainouts that cause make-up games. Board members stated that they are in favor of looking into this further but there are no promises at this time.

Town Clerk's report for the month of May 2017 was presented, copy on file. The report shows monies taken in for the month were \$4,617.00 of which \$1,643.92 was turned over to the Supervisor. A motion by Councilperson Schwenzer and a second by Councilperson Horr to accept the report as presented. All in favor. MOTION CARRIED.

Code/Zoning Enforcement Officers report: NO REPORT

Justice reports from Justice Werth and Justice Weidman for the month of May 2017 were presented, copies on file. The reports show monies taken in for the month were \$4,445.00 and \$8,306.00 respectfully. A motion by Councilperson Schwenzer and a second by Councilperson Infantino to accept the reports as presented. All in favor. MOTION CARRIED

Town /Village Planning Board; No Report.

The Preliminary Agenda Notice from the Livingston County Planning Board for the June 08, 2017 County Planning meeting was presented (information only).

Town/Village Zoning Board of Appeals; Minutes from the May 18, 2017 meeting were presented, copy on file. A motion by Councilperson Horr and a second by Councilperson Schwenzer to accept the minutes as presented. All in Favor. MOTION CARRIED.

Cemetery report for the month of May 2017 was presented, copy on file. A motion by Councilperson Horr and a second by Councilperson Schwenzer to accept the report as presented. All in favor. MOTION CARRIED. Sexton Luce reported that he has a meeting with two people from Scotland, members of the Logan family pertaining to graves in Greenmount Cemetery.

Dave also stated that he is working with descendents of the Daniel Porter family to place the Daniel Porter stone that was moved to Greenmount Cemetery from the Dansville Village Cemetery. They would like to place the stone on a foundation in Section L on Lot 9. Luce states it looks like this is very doable. He has a few more things to check before he can allow this to go forward.

Cemetery Cont; Supervisor Mahus stated that at the May 2017 meeting, board members passed a resolution to erect an approximately 102 ft. retaining wall in Greenmount Cemetery. The board approved \$2,400.00 for the erection of the wall. Mahus states the \$2,400.00 price for materials was too low and the actual cost estimate would be \$4,300.00 for materials. A motion by Councilperson Schwenger and a second by Councilperson Horr to rescind the resolution passed at the May 2017 meeting and not go forth with the retaining wall until the board has had more time to secure the additional funding. All in favor. MOTION CARRIED.

Assessor's report: No Report.

Budget report: Budget report for the month of May 2017 was presented, copy on file. A motion by Councilperson Infantino and a second by Councilperson Horr to accept the report as presented. All in favor. MOTION CARRIED.

Highway report; Highway Superintendent MacWhorter informed the board that the crew is preparing Poags Hole Rd, Sandy Hill Rd and Geiger Rd for a stone and oil application. Jim also reports that the new truck has been worked on at least twice for a failure to start issue. He has requested work slips for the work that has been done to the truck and will try to keep on top of the truck's problems.

Jim gave board members a Seller Settlement sheet for the surplus items taken to public auction. The breakdown is:

Hot water pressure washer -	\$ 190.00
2000 Sterling tandem plow/dump truck -	\$ 25,000.00
2014 gravely 48: cut walk behind commercial mower-	\$ 2,400.00
Air-flow 10' stainless V sander/spinner screens-	\$ 2,500.00
Air-flow 14' stainless steel v sander/spinner screens-	\$ 4,500.00

for a sale total of \$34,590.00. After a \$3,359.00 auction commission was taken out the Town got check #9961 in the amount of \$31,131.00.

Airport; The Town has received Notice from HDM Holdings d.b.a. Dansville Aero LLC 9431 Foster Wheeler Rd. Dansville NY that they would like to continue the lease in effect concerning the Fixed Base Operator (FBO) at Dansville Municipal Airport for an additional year commencing September 01, 2017 and ending August 31, 2018. A motion by Councilperson Horr and a second by Councilperson Infantino to allow the continuance of the current lease for the FBO position at Dansville Municipal Airport for an additional year, commencing September 01, 2017 and ending August 31, 2018 with all provisions remaining the same as found in the current lease. All in favor. MOTION CARRIED.

The electric gates located at the T-Hanger and the east gate by the Soaring Club is in need of repair. Highway Superintendent MacWhorter states that he has a price to repair both gates for approximately \$2,000.00. A motion by Councilperson Horr and a second by Councilperson Infantino to authorize the repair to both gates at a cost of approximately \$2,000.00. All in favor. MOTION CARRIED.

The board was presented with a Bill of Sale from the Dansville Pilots Association, dated May 31, 2017, transferring ownership of their building to the Town of North Dansville as per a clause in the 1992 Agreement. Board members have had time to review this request and Supervisor Mahus has presented a copy of the request to Attorney Putney. Mahus states that prior to acceptance of this property, a property lien search should be performed, an inspection of building should be done by Code Enforcement as well as looking into any insurance issues that may result from the Town owning the building and the Pilots Association occupying it. A motion by Councilperson Horr and a second by Councilperson Schwenger to authorize Supervisor Mahus to author a letter informing the pilots association of the Town's requirements prior to taking ownership. All in favor. MOTION CARRIED.

Soaring Club: Supervisor Mahus informed board members that he has looked at the agreement that was signed between the Soaring Club and the Town and finds that there are provisions in the lease that may not be in the best interest of the Town. There is a provision in the agreement that allows either party to inform the other side that they will not wish to automatically renew the present lease when it comes up for renewal. He feels that board members in the future should be able to review the agreement and determine if the present conditions of the lease are in the best interest of the Town. A motion by Councilperson Horr and a second by Councilperson Schwenger to inform the Soaring Club that the Town does not wish to automatically renew the lease agreement when the time comes to do so. All in favor. MOTION CARRIED.

Airport Cont: Master Plan Committee had a meeting today for the purpose of a review of the plan. Mahus also stated that the Town should not pay any bills for the Master Plan until the FAA makes payment to the Town.

Disadvantage Business Enterprise Program (DBE); Board members were given a copy of the updated (02/2017) DBE Program Plan to review. The Town has established this program in accordance with the regulations of the US Department of Transportation (DOT), 49 CFR Part 26. After some discussion; A motion by Councilperson Infantino and a second by Councilperson Horr to authorize the Supervisor to sign the updated (02/2017) DBE Program Plan. All in favor. MOTION CARRIED.

Supervisor Mahus had a conversation with Donna Recktenwald, a resident of Maple St, who asked him when he thought the Town might down the tree that she was told would be removed under the Obstruction Removal Project at the airport. Her reason for this is that the tree is starting to drop large limbs and she feels it has become a danger to her home and adjacent properties. Mahus stated that the removal of trees could be as far out as two years. Mrs. Recktenwald feels this needs to be addressed prior to two years. Supervisor Mahus will have Highway Superintendent MacWhorter contact one of the local tree surgeons to have them check the tree regarding its structural stability.

Recreational Park: No action taken.

Revisit the Public Hearing: Mahus asked if anyone in attendance would like to speak on Proposed Local Law #1 of the year 2017. No response. A motion by Councilperson Infantino and a second by Councilperson Horr to close the public hearing. All in favor. MOTION CARRIED.

RESOLUTION: A LOCAL LAW AMENDING THE TOWN OF NORTH NO. 06-1-2017 DANSVILLE'S ZONING LAW

Motion by: Councilperson Infantino

Second by: Councilperson Horr

Whereas the Town of North Dansville has received a complaint from a resident of Highland Ave pertaining to his neighbor's animals grazing on his property causing damage to his property, and

Whereas, this has been going on for over Four (4) years and his neighbor has ignored his request to keep the neighbor's animals on their own property, now therefore be it

Resolved, that Local Law #1 of the Year 2017, a Law that amends Section 109 (Definitions) by adding "Domestic Pets of the Household" and Section 702 (Other regulations applicable to all zones), adding section 702.9-8 to the Town's Zoning Law, and be it further

Resolved, that a copy of Local Law #1 -2017 has been filed in the North Dansville Town Clerk's Office and shall be sent to the NYS Department of State, Division of Corporations, State Records and Uniform Commercial Code, One Commerce Plaza, 99 Washington Avenue, Albany NY 12231 upon passage of this resolution, and be it further

Resolved, that upon notice from the NYS Department of State that they are in receipt of the Law there will be a thirty-day period for anyone wishing to appeal Local Law # 1 for the Year 2017, and be it further

Resolved, that Local Law #1 of the Year 2017 shall take effect immediately following this appeal period.

Roll Call: AYES; Councilperson Horr, Schwenzer, Infantino, Supervisor Mahus.

ABSENT; Councilperson Leven

Review of monthly payroll registers and bank statements: E-mails were sent to all board members containing payroll registers for 04/30/2017 thru 05/06/2017 and bank statements from May 01, 2017 thru May 31, 2017 for their review.

A letter was received from Richard Gillard, thanking the Town for honoring him as the Town's representative for Livingston County Senior Rama program.

Census 2020: Supervisor Mahus attended a meeting with other Town, Village and the County representatives to discuss the upcoming 10year Census. He will keep the Town up to date on the progress of the census process.

Supervisor Mahus informed members of the board that Kim Derrenbacher, 2 Jefferson St Dansville NY has expressed an interest in serving on the Livingston County Planning Board. Board members are to get with the Supervisor on their thoughts on the Derrenbacher appointment.

Clerk Wolfanger reported that he has received 7 resumes for the Deputy Clerk and Registrar position. He is presently reviewing them.

Correspondence

Letter from Schindler Elevator Corp. informing the Town that the annual contract payment for service to the elevator in the Town Hall will be \$2,014.08 per year.

Inspection Reports for the Livingston County Dog Control Officer and the Livingston County Municipal Dog Shelter were received from the Department of Ag & Markets. The inspection reports show a “satisfactory rating.

Notice from Time Warner Cable informing the Town of the possible loss of channels to the cable subscribers in the Town.

Two letters from the FAA responding to the request to hold the 2017 tractor pull at Dansville Municipal Airport.

The agreement with Schindler Elevator was put before the board. After some discussion: a motion by Councilperson Schwenzer and a second by Councilperson Horr to authorize the clerk to renew the maintenance agreement with Schindler Elevator Corporation for one year at a rate of \$2,163.12. All in favor. MOTION CARRIED.

A motion by Councilperson Schwenzer and a second by Councilperson Horr to pay all bills as audited, General Account Vouchers #92-#117 incl., totaling \$27,589.88, Highway Account Vouchers # 53- #61 incl., totaling \$6,879.80 and Airport Account Voucher #6, totaling \$1,117.50. All in favor. MOTION CARRIED.

A motion by Councilperson Horr and a second by Councilperson Schwenzer to adjourn. All in favor. MOTION CARRIED

Meeting adjourned at 8:12pm.

Respectfully submitted

Timothy R Wolfanger
Town Clerk/Tax Collector