

## **Regular Board Meeting of the Town of Poland Board February 14, 2017**

Town Supervisor Snow called the Regular Board Meeting to order at 7:00 p.m. In attendance were Town Council members Kathleen Stanton, Stevan Hatfield, Norman Gustafson and Terry Walker. Also present were Highway Superintendent Larry Mee, Town Attorney Paul Webb, Jr., Assessor Dennis Stornes, Code Officer Alan Gustafson, Zoning Officer George Gustafson, Deputy Town Clerk Stacy Curtis, Legislator Ron Lemon, and Zoning Chairman Marty Ericsson, town residents Chuck Richards, Ed Anderson, Cindy Parsons, Mary Jo Lamarca-Benson and Post-Journal stringer Rose Mary Carver.

Supervisor Snow asked if there were any corrections or additions to the minutes from the January 10<sup>th</sup> Regular Town Board Meeting. There being none, *Councilman Hatfield made a motion, seconded by Councilman Gustafson to accept the minutes as written.*  
*Ayes: Snow, Stanton, Hatfield, Gustafson, Walker*

### **\*\*First Privilege of Floor\*\***

Town resident Cindy Parsons questioned the progress of the burnt out property on 2<sup>nd</sup> Street. Supervisor Snow and CEO Gustafson will follow up with the potential buyer of the property and give an update at the next meeting.

### **LEGAL**

1) Supervisor Snow read Resolution #3 - 2017.

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In the Matter of the Renewal of the Cable Television Franchise held by **TIME WARNER CABLE NORTHEAST LLC** in the Town of Poland, Chautauqua county,

### **RESOLUTION #3 - 2017**

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An application had been duly made to the Board of the Town of Poland, County of Chautauqua, New York, by **TIME WARNER CABLE NORTHEAST LLC** ("Time Warner"), a partnership organized under the laws of the State of New York doing business at 2604 Seneca Avenue, Niagara Falls, New York 14305, and holder of a cable television franchise in the Town of Poland for the approval of an agreement to renew Time Warner's cable television franchise for an additional ten (10) years. The Franchise Renewal Agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended and certain court rulings.

A public hearing was held in the Town of Poland on February 14<sup>th</sup>, 2017 at 6:45 p.m. and notice of the hearing was published in the Post-Journal on January 31<sup>st</sup> and February 7<sup>th</sup>, 2017.

**NOW, THEREFORE**, the Board of the Town of Poland finds that:

1. Time Warner has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and

2. The quality of the Time Warner service, including signal quality, response to customer complaints and billing practices has been in light of community needs; and
3. Time Warner has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and
4. Time Warner can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interest.

**BE IT FURTHER RESOLVED** that the Board of the Town of Poland hereby renews the cable television franchise of Time Warner in the Town of Poland for ten (10) years commencing on the date of approval by the Public Service Commission.

**BE IF FURTHER RESOLVED** that the Board of the Town of Poland hereby confirms that this Franchise Renewal Agreement replaces the original franchise last amended on **8/15/2006**.

The foregoing having received a yea/nay vote was thereby declared adopted.

Dated: February 14, 2017

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*Councilwoman Stanton made a motion, seconded by Councilman Hatfield to adopt Resolution #3 - Time Warner Cable Franchise Renewal Agreement.*

*Ayes: Snow, Stanton, Hatfield, Gustafson, Walker*

2) Waiting on a letter from the Ag & Markets regarding the Cobb Road slaughter house situation.

### **OLD BUSINESS**

1) Town Hall - new light bulb have been purchased for the building

2) Kennedy Pride - next meeting will be Wednesday, February 15<sup>th</sup> at 6:30 p.m. in the Library.

3) Personnel Handbook - Supervisor Snow and Town Clerk Wallace are still working on the handbook.

4) Accessibility Committee - will reach out to the members to schedule an April meeting. Councilwoman Stanton will attend the Appalachian Regional Commission's Information Grant Session on March 2<sup>nd</sup> to find information on grants for the Main Street Project. Supervisor Snow reported that at the Planning Board Training Session, Pat Gooch from the Chautauqua County Planning Board stated that he believes that Planning Board should start reviewing the Main Street Project as well.

5) Comprehensive Plan - Supervisor Snow received a thumb drive containing the final Comprehensive Plan from Don McCord. Supervisor Snow will get the thumb drive copied professionally for any interested parties.

### **NEW BUSINESS**

1) The Kennedy Fire Department Axillary will be hosting another Family Movie Night on March 11<sup>th</sup>, featuring the Disney movie "Moana". Councilwoman Stanton asked the board for \$100.00 (from the youth budget) to go towards the licensing of the movie.

*Councilman Walker made a motion, seconded by Councilman Gustafson to give \$100.00 to the Kennedy Fire Department Axillary for the licensing of the movie for movie night.*

*Ayes: Snow, Stanton, Hatfield, Gustafson, Walker*

**\*\*Second Privilege of Floor\*\*** - no response

### **TOWN CLERK**

- 1) Tax Collection is going well.
- 2) The Town of Poland Rabies Clinic will be held on April 8<sup>th</sup> from 12pm - 2pm at the Highway Barn.

### **ASSESSOR**

- 1) Residential assessment rates will be at slightly less than 100% this year. Across Western New York land values are less than the sells have been indicating.

### **HIGHWAY SUPERINTEDENT**

- 1) Salt bills are up, just reached 80% (which is required).
- 2) There is \$7,000 in the bills this month for repairs on three trucks.
- 3) Down one worker due to surgery.
- 4) There has been a total of 155 inches of snow at the shop this winter.

### **ZONING OFFICER**

- 1) Having problems with misunderstandings regarding sign ordinances.
- 2) Chautauqua County Planning Board stated that all variances/area variances should go in front of the Planning Board before going to the Zoning Board of Appeals.

### **COUNCILMAN WALKER**

The property next to the park may come up on the tax auction. The town may want to look into acquiring about it. Research would need to be done on the property first.

### **CODE OFFICER**

- 1) Waiting on Ag & Markets for the Slaughter house situation.
- 2) Hoping to close out all construction projects by March 1<sup>st</sup>.
- 3) Will follow up with Supervisor Snow regarding burnt out house on 2<sup>nd</sup> Street.
- 4) Burnt out house on Route 62 filed for a demo permit but has not returned.

### **LEGISLATOR**

- 1) Next Wednesday, February 22<sup>nd</sup>, the County Executive will give his State of the County Address.
- 2) Will be addressing the North Chautauqua Lake Sewer District this month.
- 3) Highway Superintendent questioned the reason behind closing the Transfer Station in Falconer on Fridays. Legislator Lemon stated the Transfer Station examined all the days they were open and Fridays were the lowest day of use. Fridays are just closed to the public and the Ellery Transfer Station is open on Fridays. A Town resident stated the Ellery Transfer Station was not open on Fridays, so Legislator Lemon will look into the situation more.

### **SUPERVISOR SNOW**

- 1) HSA accounts have been funded.
- 2) State AUD report will be submitted by the end of the month.

### **MONTHLY & ANNUAL REPORTS**

JUSTICE JUDITH SHIELDS - reported 42 Vehicle & Traffic, and 3 Penal with

\$2,715.00 forwarded to Supervisor.

CEMETERY- ALAN SHORT- All is well; and planning on starting dirt work.

DOG CONTROL BRIAN KING - 1/7/17 - 2/8/17: one (1) dog taken by someone from town to Pick of the Litter & then returned home; one (1) complaint about dog running loose downtown; one (1) husky found on Poland Center Road and taken to shelter; one (1) call to relinquish dogs forwarded to Darla, SPCA; two (2) dogs missing; one (1) dog dumped on Fisher Hill Road; one (1) yearly Ag & Markets inspection went great; and one (1) call about a possible puppy mill on Hartson Road. Need State Police to go with me.

LIBRARY - no report

PLANNING BOARD - met 12/20

ZONING BOARD - met 1/17

RECREATION (ANN BLOOMQUIST/JONI THOMAS) - no report

HISTORIAN - REBECCA LINDQUIST- 2/14/17 - Cathy Kimball and I are still working on our project for the towns wall display. This will include brief history and pictures on the town's name changes. I have completed the text for this; we are still working out the layout before sending it to Kathy Votie. Finished wall display for my office space. The display (Faces and Fashion for our Past) features ladies of the town posed in their best dress with brief history on the individual or that person's family and their journeys to the Town of Poland. I have one frame complete, and working on the second. Working on the historic houses scrapbook, making changes and adding new articles. Sorting through the (Miller-Tyler-Walker-Bunce) scrapbook, this is an item Vernon Crandall left that has not been part of index. Respectfully, Rebecca Lindquist.

TOWN CLERK BONNITA WALLACE reported \$691.58 paid to Supervisor with \$748.20 total disbursed.

ZONING OFFICER GEORGE GUSTAFSON - (BUILDING & ZONING CODE REPORT) reported \$2,927.00 in fees forwarded to Town Clerk. One (1) Complaint received, Fifteen (15) Inspections Performed, and Twelve (12) Certificates of Occupancy were reported.

SUPERVISOR KELLY SNOW distributed prior to the meeting the Agenda and Monthly Supervisor's Reports for General Fund, Highway Fund, Payroll Fund, Money Market accounts and General & Highway Budget Reports.

Supervisor Snow asked if there were any questions on the bills. *Councilman Hatfield made a motion, seconded by Councilman Walker to pay General Vouchers (40-83) totaling \$115,141.74, Highway Vouchers (20-49) totaling \$65,164.49, Light District #1 Voucher (2) in the amount of \$940.34, Light District #2 Voucher (2) in the amount of \$254.81, Justice Court Vouchers (1-2) totaling \$2,061.00 and Special Districts Voucher (1) totaling \$98,500.00.*

*Ayes: Snow, Stanton, Hatfield, Gustafson, Walker*

**The next Board Meeting will be Tuesday, March 14, 2017 at 7:00 p.m. in the Town Hall.**

**Other meetings:** February 15<sup>th</sup> - Kennedy Pride at 6:30 in the Library; and April 8<sup>th</sup> - Rabies Clinic from 12-2 pm at the Highway Barn.

*At 7:42 p.m. Supervisor Snow made a motion, seconded by Councilman Hatfield to adjourn the meeting.*

*Ayes: Snow, Stanton, Hatfield, Gustafson, Walker*

Respectfully submitted,

Bonnita R Wallace  
Town Clerk