

ATTACHMENTS INCLUDED

Town of Carroll Town Board Minutes September Regular Meeting 6:30pm Wednesday, September 9, 2020

The September Monthly Meeting of the Town of Carroll was held on the 9th day of September 2020 at 6:30 p.m., at the Fireman's Blue Building, Station 2, 25 Hazzard Street, Frewsburg, New York, with the following board members present:

Supervisor Russell Payne
Councilman/Deputy Supervisor Kenneth Dahlgren
Councilman Thomas Fenton
Councilman Thomas Allison
Absent: Councilwoman Patty Ekstrom

Others in attendance were: Water Supervisor Daniel Sisson, Highway Superintendent, James Mitchener, Police Chief William Nelson, Animal Control Officer, Nick Cusimano, Laurie Sorg from the Assessor's office, District 16th Legislator John Davis, and Town Clerk Susan Rowley. Residents in attendance were: John and Lorri Munson, Harold Bennett, Kathleena Cusimano, Tyler Eckman, Sue Sehl, Blanche Robbins, Trudy and David Bloomquist, Jeremy Edwards, Betsy Dahlgren, Dalton Anthony, Karen Davis, Tracy Magnuson, Acacia Barber, Grace Cline, Ashley Curtis, Kole Stelmack, Madison Calflisch.

As COCID-19 restrictions were being followed, this meeting was open to public attendance. Everyone signed in, temperatures were taken and documented, and every person had to fill out a COVID questionnaire before being allowed to enter. Town of Carroll Police Department handled all COVID restrictions. This meeting was put on Face Book Live for any residents wanting to view the meeting.

At 6:33pm Supervisor Russell Payne called the September 2020 meeting to order, and led everyone in the Pledge of Allegiance to the Flag.

Public statements, announcements and questions:

Supervisor Russell Payne stated that due to recent rodent infestation within the Town, he is encouraging all town business and residents to take extra

precautions to assure that all garbage, trash and debris are properly removed from your property to lessen the possibility of further rodent involvement. That means to please secure your trash receptacles with a protective lid so the rodents cannot access the food source, if you eliminate the food source, the infestation will be less.

National Grid is currently in the process of installing all LED lighting throughout the town buildings. They have begun with the Town Hall and will be moving along to the Highway and Water Department building. They will also be working at the Town Park and Water Pump houses as well.

A complaint was received from Bruce and Patricia Waite regarding the noise and hours of operation of the gravel pit across from their residence. Supervisor Payne stated that the hours and operation of a town business are not covered by the town government, as they are a business who sets their own hours. The noise was also addressed, and as of this date, the town does not have a noise ordinance which is related to their complaint.

Attachment 1

The Town Board welcomed public comments:

Trudy Bloomquist read a comment concerning run off of contaminated surface water onto her property.

Attachment 2

Supervisor Payne requested a motion to accept the August meeting minutes. Motion was made by Councilman Kenneth Dahlgren, with a second by Councilman Thomas Allison. All in favor, Carried.

Supervisor Payne requested a motion be made for authorization to pay the September Monthly Bills. Motion was made by Councilman Thomas Fenton, with a second by Councilman Kenneth Dahlgren. All in favor, Carried.

Bills approved for September 2020:

General Fund	\$ 9,964.96	Vouchers 307-342
Water Fund	\$ 3,162.29	Vouchers 135-151
Highway	\$ 9,028.97	Vouchers 147-162

Trust & Agency \$13,314.36 Vouchers 18-20

Supervisor Payne requested a motion to accept the Budget Transfers for the Months of August 2020. Motion was made by Councilman Thomas Allison, with a second by Councilman Thomas Fenton. All in favor, Carried.

Attachment 3

From a motion that was tabled at the August meeting, the Town of Carroll has received a proposal from Allied Alarm Services to address an upgrade of the Town Parks Surveillance System. This will be a year-round fully functional system, the current 10 cameras are not being utilized year around, and the new equipment will be monitored by the Police Department in their office at the Town Hall. The proposed cost for this upgrade to the Town Park's surveillance system is a cost of \$7,495.00, with some adjusts that may be needed due to wage requirements. The price quoted falls within the parameters set forth in the Town of Carroll procurement policy. Supervisor Payne requested a motion to approve the installation of the new equipment. A motion was made by Councilman Thomas Allison, with a second by Councilman Thomas Fenton. All in favor, Carried.

Councilman Thomas Fenton add that it is a shame that our town must install and monitor more camera equipment, with our town having such a beautiful park, and that we must protect it. All agreed and know that this will help to bring those to justice who destroy property at the park.

New Business:

None to report

Old Business:

None to report

Personnel:

None to report

Contracts or Agreements:

None to report

Departmental Officers and Reports:

The monthly Town Supervisor's report was received from BLB, and the monthly Town Clerk report was received by Susan Rowley.

Police Chief William Nelson:

Chief Nelson submitted a copy of his monthly report. **Attachment 4**

Chief Nelson also stated that August was a busy month, with the Department making 4 criminal arrests, some that came from incidents that initiated in the Town Park. In addition to his report, he would like to point out that every month he and his officers all do some training, this month they completed training on distracted driving, lock systems and Adult Protective Services. These are mostly online trainings, next month they will be performing 5 blocks of training on use of force. Those trainings are put out by the Town's Insurance carrier and they are very well done. All town officers complete these trainings and receive a certificate that Police Chief Nelson keeps on file and submits to the insurance company.

He is also working on something now that is going to require some resident participation, along with the Town Board and the town in general, is a New York State Police report, which is mandated by the Governor. All police agencies in New York State are mandated to abide by this reform, other than the New York State police. In Chautauqua county the police agencies are working as a group, he has been meeting with the county police chiefs, and Sheriff Quattrone, they are going to all be working as a collaborative group, using a model that was started in Steuben County, who received some funding from Corning Glassware. They have a consultant working with them, because if this is not done correctly, all towns or counties will lose out on any State Grant money offered for all town departments and the whole town. Some attributes that are required and Police Chief Nelson will be looking for are stakeholders, which are residents of the town, along with Town Supervisor, members of the board, clergy, local business owners, local groups such as the Lion's Club, Mason's, TRZ, the school district and our local District Attorney and Public Defender representatives who are assigned to our town court. Chief Nelson is working on gathering a small group of stakeholders from our town to join him with this county wide collation, and is asking if anyone is interested in being a part of this, please call him and he will place you on this list of interested parties. The County is requesting as diverse of a group as possible to join him in this mandate that must comply by April 1, 2021.

Highway Supervisor James Mitchener:

Supervisor Mitchener stated that this past month has been relatively quiet at the Highway Department. They have completed some shared service work with the Town of Poland, and the Town of Ellicott, and they will be working on Dodge Road this upcoming week, with the help of these shared services. The Department has been working on cutting some shoulders, and some ditching on Dodge, Wheeler, Bain and Sandberg Roads in the Town. There has been a lot of strong winds this month, on August 30th and on September 7th, and the Town experienced some limbs and small trees down, which has kept the town's brush dump very busy. He wants to thank the Town residents for complying with not dumping C&D Landfill items in the brush dump. The Highway Department has been working on the seasonal portion of Bain Road, as it was washed out in June 2019. The department graveled the upper portion of Bain, graded and dug out the ditches in that area, so it is more passable. The road is passable, however, Highway Superintendent Mitchener asks you to use caution when driving on the seasonal area of the road. They will continue to work on that area of Bain Road next year. Superintendent Mitchener also addressed the issue on the Bloomquist property at the end of South Pearl Street. He has been in contact with Chautauqua County Soil and Water District Field Manager, David Spann. Superintendent Mitchener stated that Mr. Spann informed him that there are federal guidelines for wetlands, and state guidelines for wetlands. Manager Spann encouraged Superintendent Mitchener to look up Environmental Resources Mapper. It's a website that the DEC has state and federal mapping of wetlands areas. Manager Spann accessed the site while talking on the phone with Superintendent Mitchener, and he stated that 200 feet from the Stop sign on Lincoln and Pearl begins the federal designation of wetlands. Superintendent Mitchener stated he did not know how to move forward with this issue, he understands the Bloomquist issue and he is visited the site multiple times. He agrees that something needs to be done, but he feels he is at a stalemate as to how to proceed. He stated he wasn't sure how the Town Board wants to proceed, as the land is very flat and needs a ditch, however he will have problems digging a ditch in federal wetlands. He stated that Manager Spann told him not to even attempt it, so he is asking anyone who may have any ideas as how to move forward, to please contact him.

Resident Tracy Magnuson inquired as to now that Route 62 has been repaved, is there any chance of getting no parking lines painted at the intersection of Water Street?

Police Chief William Nelson stated that he talked with the New York State Department of Transportation officials requesting them to paint no parking lines in that area, and they have plans to do so.

Water Department Supervisor Daniel Sisson:

Supervisor Sisson stated that the Water Department has been performing lot of maintenance around the pumphouses, new LED lights have been installed, Well 5 is completed, and they will be finishing up next week with the other pump house and the Town Park.

He stated he has had a complaint from a resident at 948 Warren Road, with the bill being \$263.00, with the cause possibly being a leaky toilet, that he has repaired. He is requesting to have the bill reduced to \$131.50, which is a 50% reduction. The resident also has an additional balance in arrears, and that amount would have to be paid in full additionally, bringing his entire bill to \$289.75, which will be need to be paid within allotted time or the entire bill would again be due. Water Supervisor Sisson requested that the Town Board adjust this bill to reflect this reduction. Supervisor Payne requested a motion from the board to accept an adjustment to the water bill at 948 Warren Road, the Cusimano residence, to be paid by specific time allocated by Water Supervisor Daniel Sisson, or the bill will revert back to the original amount. A motion was made by Councilman Thomas Fenton, seconded by Councilman Thomas Allison. All in favor, Carried.

He stated also on the department's tank project, they have been working trying to get a layout for a new right of way easement. They always used the driveway, but they don't have a legal easement, so they are working with the landowner to get that established. The department has completed some brush hogging, they met with the engineers and before they begin the roadway, the engineer will complete study. Supervisor Sisson also spoke with the New York State Department of Environmental of Conservation also, and they stated if the property is less than one acre, a permit is not required. The DEC, however, requires certain protocols, and Supervisor Sisson assured everyone that they will follow all DEC requirements to be sure they are

performing the changes up to state regulations. They will not begin work until they have the complete design, which hasn't yet been completed. They are just working not to acquire legal access to the water tank.

Animal Control Officer Nicholas Cusimano:

Officer Cusimano submitted both of his July and August reports to the Board.

Attachment 5

He stated he did not receive any complaints in either month, however, he wanted to report a summary of what he has been working on this summer. At the end of June, a pig was found on 232 Frew Run Road, it was posted to the Facebook page and immediately identified and returned to its owner. He also reported 2 missing dogs that he and his wife searched for with both animals being located. He also helped to locate and return a lost cat to a child who has been ill and was missing her pet.

Officer Cusimano also stated that due to COVID, we are unable to host a Rabies Clinic this year, due to all the restrictions he doesn't believe it's a good idea. He is planning to do a Rabies clinic in the Spring of 2021.

Code Enforcement Officer Alan Gustafson:

Code Enforcement Officer Alan Gustafson: was absent, and a report was not available.

Laurie Sorg -Assessor's Office:

Attachment 6

Ms. Sorg submitted her report and stated that the Assessor's office is very busy right now as it is school tax bill time. She stated when someone buys or sells a home, the deeds are filed initially at Chautauqua County, and then the deeds are distributed to the local Assessor's offices, usually within a month or two of the receipt at the county level. Often what happens in that time is that the local schools pull the roll from the Assessor's office to print the bills, and people receive bills from their houses that were sold, and some don't receive

bills for houses that they recently purchased. So, if anyone has received a bill for a home that they sold, and as new bills will not be issued, you can forward the bill to the new buyer, or return the bill to their attorney, who will forward it.

If you have an address change, please contact the Assessor's office. If you have moved to a different address, and you are going to be selling your home, the Assessor's office needs to know where you are currently residing so you will receive the correct tax bill and notices they sent out. They often get phone calls at this time concerning assessment issues, sometimes it's a tax issue, but an informal review process can be started, where residents can fill out forms to have an informal review done of their assessment. It's important to remember that the school tax bills are sent out by the school, and the tax collector is the school, and not the Town Clerk's office.

In October the Assessor's office will be accepting exemptions for next year, if you are a Veteran and you are not currently receiving a Veteran's Exemption, you will need to fill out a form, along with a copy of your DD214. If you are turning 65 years old within the year 2021, and your income is below \$90,550, you can upgrade to the Enhanced Star Program, which will save you upwards to \$600.00 a year on your school tax bill. Please contact the Assessor's office if you are turning 65 next year, and you purchased your home before 2015. There is also an Aging Exemption, if you are 65 years or older, and your income is under \$22,000, which gives you some relief on the County and Town tax.

Ms. Sorg stated that part of her job is to follow up on all the building permits that are issued in the Town of Carroll, for assessment purposes. Cathy Andrews, the office's exemption coordinator, is working on sells transactions, address changes, and other activities. The town does have a new Assessor this year, her name is Lisa Volpe, she plans to attend the October meeting. Lisa has 21 years' experience in the Assessor's office, she also has previously worked as a mortgage broker, and in a Law office doing real estate transactions.

Legislator District 16 John Davis:

Legislator Davis welcomed the high school students for attending this month's meeting. He stated that tax time is ahead of us, and the county is preparing for

the budget season, they will be working through the budget process in October, and he will be attending a number of meetings. It's difficult to know how things are going to look this year with state and federal dollars, and how much the county will be receiving this year. He wanted to assure the town that he will do what he can to maintain or lower the county taxes if at all possible.

Legislator Davis has been contacted by some residents concerning the rodent infestation issue, he just wanted to remind residents that primary responsibility in situations like this does fall on the property owners. He encourages people to keep their properties clean, beyond that it would move into a Code Enforcement issue, prior to be anything that would be a county or state responsibility.

He also was contacted by residents concerning issues on Frew Run Road and Ivory Road in the Town. The resident was more concerned with the width of the roadways and the shoulders of the roads, when two larger vehicles are traveling on these roads, along with Amish Buggies, the situation could be very dangerous. He realizes that improving roads comes at a huge cost, but he will be bringing these issues to the county, and he will continue to monitor that situation.

He asks residents to reach out to him if you have any concerns or issues you would like to discuss.

Town Council Reports:

Councilman Kenneth Dahlgren:

Councilman Dahlgren stated and he has been working monthly, sometimes twice a month on the zoning code and map, along with the Zoning Board and Code Enforcement Officer, Al Gustafson. There will be an opportunity once a draft is developed, to bring it to the board, and to the public for everyone's input. They are researching issues that have occurred during the last 20 years, and have been considering improvements, for example the lack of a town noise ordinance, and other complaints from residents. We need to consider how restrictive the town wants to be and how these new codes will affect residents. He encourages all residents that when the time comes to review the newly proposed zoning codes and map, to come forward and offer

your thoughts as that is the only way the town can establish zoning that works well for the entire community.

Councilwoman Patty Ekstrom: Absent

Councilman Thomas Allison:

Councilman Allison questioned the hours of operation, and if the hours were specified when the gravel pit first received their permit from the town. There may be some information in the archives of our minutes as to what hours of operation set when the permit was first received. Mr. Bloomquist stated that he believes the DEC regulates the hours of operation, and what Holidays gravel pits are required to be closed.

Councilman Allison stated that in all respect to all local gravel pits, who have to drive so much, that as a seasonal business, it is difficult to make enough money to keep it in business if it is regulated. He stated that the board will take a look at that.

Councilman Thomas Fenton: No report

Supervisor Russell Payne:

Supervisor Payne stated that the Lion's Club has contacted the town and are asking if they can paint the picnic tables at the Town Park as a part of their community service project. Supervisor Payne stated he would contact Highway Superintendent Mitchener to coordinate that project with them.

Supervisor Payne stated that we do have a professional pest control person working with the town on the infestation of rodents on Main Street, and they recommend as part of their protocol to keep all yard waste cleaned up, and to seal garbage in a proper container. He again is urging resident to comply with these suggestions to help solve the rodent issue.

The town also received a complaint from Rosemary Carvella on N. Pearl Street, it may have something to do with the paving happening at this time on Route 62, but she has noted an increase of speed on N. Pearl Street in the town. They are mostly pick up trucks according to Ms. Carvella, and mostly

between Main and Institute Street. She is concerned as there are many bike riders and people walking in this area during the nice weather.

Terry Gabart also contacted the town with the concern of a street light out on Howard Street. The Highway Department has been notified of this issue.

The town received a memo from the County Finance Department concerning Sales Tax, and the town is down 11.2% in sales tax revenue compared to this same time last year. This decrease has been the effects of COVID virus and the restrictions that have been issued because of it. The first predictions were much higher at 33%, so it is hopefully won't have as much of an impact as originally thought.

Councilman Kenneth Dahlgren requested a figure on that percentage, and Supervisor Payne stated they don't yet have an exact figure, it just the year to date figures, they didn't give him an actual amount.

Supervisor Payne wanted to pass along the thanks of residents to Highway Supervisor Mitchener, and the Highway crew, for the work that has been completed on Dodge Road, and for cleaning up the limbs in the roadway after the recent storms. Several residents phoned and wanted to thank the department for their quick response.

Supervisor Payne requested a motion to adjourn. Councilman Kenneth Dahlgren made the motion with a second by Councilman Thomas Fenton. All in favor, Carried.

The September 2020 Monthly Meeting of the Town of Carroll adjourned at 7:11pm.

Respectively Submitted,

Susan Rowley
Carroll Town Clerk

Attachment #1
September 9, 2020

Good evening.

We moved back to Frewsburg this past fall, our hometown.

My question is whether there is a time frame related to the start of operation for the gravel pit each day???

We live across the street.

The noise of backing up trucks, workers talking, horns of passing trucks, slamming of beds (sometimes multiple times) along with other loud sounds, is a concern.

This happens daily, weekdays before 6 AM and some days much earlier.

Thank you for your time
Patricia Waite
1039 Frew Run Rd

September 9, 2020

Town of Carroll Board Meeting

Dear Supervisor Payne and Town of Carroll Board Members

My Name is Trudy Bloomquist and my husband David and I reside at 33 Water St and are here today to address the ongoing issue of the town's ditch maintenance and runoff of contaminated surface water onto our property at South Pearl street.

This is the second consecutive month and one of dozens of interactions we have had with town board members regarding this issue. The Town engineered a ditching project to drain surface water from Warren Road. This ditch deadheads onto our property and creates not only a nuisance but a continuing health hazard due to the raw sewage and contaminated wastewater it deposits with its abrupt end in our pasture. Numerous trips have been made by town board members, highway supervisors, and hired private contractors. All of them have seen the contaminated waste, soap suds, garbage and perhaps the fish from the neighbor's pond left to die and stink after a heavy rain, that are deposited on our property via the unmaintained ditch. Each visit is wrought with the gee whizzes and the placating speeches about how they need to fix it and they will get right on it. These visits and promises of a fix have continued for months and even years now. The latest was two weeks ago. Yet we have seen no one since nor any action on the promises made at that visit.

This has gone on far too long. Now we learn that the town is planning to build a road/driveway from Warren Road to set new water tanks. I ask this simple question. What is the plan as to how you will handle the additional run off surface water from this proposed access road? Do you have an impact study? According to past precedent in constructing access roads to well sites, an archeological study would also be required, has the Town obtained these studies?

Town officials have admitted publicly that there is a runoff issue with the water on Warren Road dead ending on our property on South Pearl, yet they are willingly and knowingly constructing an access road that will inevitably dump more water into the already less than adequate ditch. This will deposit more raw sewage and contaminated water onto our already saturated property.

It strikes me as odd that a Town that has so adamantly opposed the landfill for potential contamination of surface and runoff water can be guilty of practicing just that on the other side of town with actual contamination.

Town of Carroll
Budget Transfers/Modifications
August 31, 2020

GENERAL FUND

Budget Transfers:

\$16 FROM	A1620.4 - BUILDINGS - CONTRACTUAL
\$16 TO	A1220.4 - SUPERVISOR - CONTRACTUAL
\$231 FROM	A1620.4 - BUILDINGS - CONTRACTUAL
\$231 TO	A1410.4 - TOWN CLERK - CONTRACTUAL
\$142 FROM	A1620.4 - BUILDINGS - CONTRACTUAL
\$142 TO	A1620.1 - BUILDINGS - PERSONAL SERVICES
\$300 FROM	A1670.2 - CENTRAL PRINTING - EQUIPMENT
\$228 FROM	A1620.4 - BUILDINGS - CONTRACTUAL
\$528 TO	A1670.4 - CENTRAL PRINTING - CONTRACTUAL
\$228 FROM	A1950.4 - SPECIAL ITEMS - TAXES ON LAND
\$228 TO	A1910.4 - SPECIAL ITEMS - UNALLOCATED INSURANCE
\$177 FROM	A5010.2 - HIGHWAY SUPERINTENDENT - EQUIPMENT
\$177 TO	A5010.4 - HIGHWAY SUPERINTENDENT - CONTRACTUAL
\$1,409 FROM	A5132.1 - GARAGE - PERSONAL SERVICES
\$1,409 TO	A5132.4 - GARAGE - CONTRACTUAL

HIGHWAY FUND

Budget Modifications:

We resolve to increase the Highway Fund 2020 expenditure budget by \$46 which represents monies received from the sales of scrap materials. This will increase accounts DA2650 - Sales of Scrap Materials and DA5130.4 - Machinery - Contractual.

We resolve to increase the Highway Fund 2020 expenditure budget by \$47,538 which represents additional CHIPS monies available. This will increase accounts DA3501 - State Aid - Consolidated Highway and DA5112.2 - Permanent Improvements - Capital.

Attachment #4
September 9, 2020



**WILLIAM NELSON
CHIEF**

**TOWN OF CARROLL PD
CHAUTAUQUA COUNTY**

MONTHLY REPORT AUGUST 2020

**TOTAL INCIDENTS: 223
YEAR TO DATE: 1503**

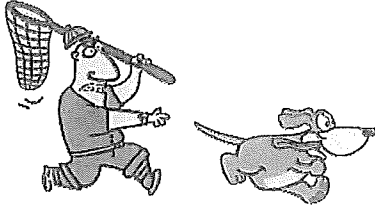
**TRAFFIC TICKETS ISSUED: 13
(2) AGGRAVATED UNLICENSED OPERATION
(0) SUSPENDED REGISTRATION
(1) DRIVING WHILE INTOXICATED
(1) DRIVING WHILE INTOXICATED (AGGRAVATED .18 OR MORE BAC)
YEAR TO DATE: 110**

**WARNING TICKETS ISSUED: 5
YEAR TO DATE: 37**

PARKING TICKETS ISSUED: 1

**ARRESTS (CRIMINAL): 3 ENDANGERING WELFARE OF CHILD, UNLAWFULLY DEALING
W/CHILD, & CRIMINAL TRESPASS
ALL DRUG RELATED OFFENSES: 1 UNLAWFUL POSSESSION MARIJUANA
MOTOR VEHICLE ACCIDENT: 1 PERSONAL INJURY**

WILLIAM R. NELSON, CHIEF



Dog Control Officers Report

For the month of July we had a total of

0 Reported Dog Complaint Calls,

0 Dog Bite Reports

0 Dogs Transported To Chautauqua County Humane Society

0 Citations Issued

0 Tickets Issued by, _____

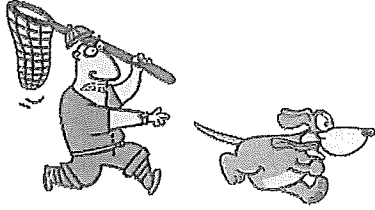
0 Court Appearances Issued

10 Miles Traveled.

Any additional comments will be in the reports that are attached to this paper

D.C.O Name Nick Cusimano Date / /2019

D.C.O Signature  Date / /2019



Dog Control Officers Report

For the month of Aug. we had a total of

0 Reported Dog Complaint Calls,

0 Dog Bite Reports

0 Dogs Transported To Chautauqua County Humane Society

0 Citations Issued

0 Tickets Issued by, _____

0 Court Appearances Issued

0 Miles Traveled.

****Any additional comments will be in the reports that are attached to this paper****

D.C.O Name Nick Cusimano Date / /2019

D.C.O Signature  Date / /2019

Attachment # 6
September 9, 2020

Town of Carroll

Assessors Report

September 2020

School tax bills have been mailed out by the schools. If there are any problems, the property owner should contact their tax collector, and then, should it be an address or assessment issues, they should contact the Assessor's office.

Cathy has been working on the usual monthly updating of all sales transactions, address changes, and other ongoing monthly tasks. Laurie has been taking pictures and reviewing building permits and requests for review from property owners.

I will be out of the office from 10/5 & 10/6 for the Annual NYS Assessors conference. This conference will allow me to pick up some of my required education credits.

Thank you.

Lisa M Volpe

Assessor