

Town of Carroll
Town Board Minutes
June Regular Meeting 6:30pm
Wednesday June 8, 2022

The June Monthly Meeting of the Town of Carroll was held on the 8th day of June 2022 at 6:30 p.m., at the Town of Carroll Municipal Building, 5 West Main Street, Frewsburg, New York, with the following board members present:

Supervisor Russell Payne
Councilman/Deputy Supervisor Kenneth Dahlgren
Councilman Dalton Anthony
Councilman Thomas Fenton
Councilman John Barber

Others in attendance were, Highway Superintendent Michael Walker, Police Chief William Nelson, Water Department Supervisor Daniel Sisson, Town Clerk Susan Rowley. Others in attendance were Sue Sehl, Greg Edwards, Dennis Ryan, Archie Nichols, Betsy Dahlgren.

This meeting was placed on Facebook Live for any residents wanting to view the meeting.

At 6:30 Supervisor Russell Payne called the June 2022 Regular Monthly meeting to order and led everyone in the Pledge of Allegiance to the Flag.

Public statements, announcements, and questions:

Supervisor Russell Payne read the following announcements out loud to the public:

In accordance with a directive from the NY State Supreme Court of Chautauqua County, the Bench Trial involving Sealand Waste and the Town of Carroll concluded on May12th and we are now awaiting the decision by Supreme Court Justice Grace M. Hanlon which is due after June 27, 2022

It is verified by Town Clerk Susan Rowley that in accordance with the NY State Real Property Tax Law, Section 35, the Tax Warrant issued to the Town of Carroll has been satisfied and we have been presented a Certificate of Satisfaction by the Director of Real Property Tax Services, Kimberly A. Meleen on May 26,2022.

Southern Tier West Regional Planning & Development is hosting their 27th Annual Local Government Development Conference at Houghton College on June 9th, 2022, from 9:00 AM to 4:00 PM with Registration & Networking beginning at 7:30 AM until 8:45 PM. Those signed up to attend are Town Clerk Susan Rowley, Deputy Clerk Julie Burkett, Supervisor Russell Payne, Court Clerk Nikki Underwood.

“Dumpster Days” are once again upon us. Highway Superintendent Mike Walker has employed the services of a local waste services provider for the dumpsters, and a member of the Highway Crew will be assisting residents. The following are the drop off refuse dates of service for this year: June 11, July 9, August 13, September 10 and October 8, 2022. Same rules apply as in the past which are no batteries, paints, liquids or electronics. The Town of Carroll will have the appropriate waste permits available at the Town Hall, along with a list of items that are not permitted. Any questions or to purchase permits for participation in the Dumpster Days, see Carroll Town Clerk Susan Rowley.

Supervisor Payne introduced Mr. Brian Conklin of Combined Life Insurance Company who made a presentation to the board.

Supervisor Russell Payne introduced Mr. Dennis Ryan of Eco-Sponsible who presented his overview of a planned solar farm to be constructed in the Town of Carroll off from West Main Street in Frewsburg. Mr. Greg Edwards were also here to assist Mr. Ryan with his presentation. Resident Sue Sehl requested information concerning Eco-Sponsible’s decommissioning plan, in which Mr. Ryan explained that they will submit a plan in place, and a bond will be in place to secure the plan. It was also mentioned that the town will receive a donation to the town of \$10,000 per year. Water Supervisor Dan Sisson requested information concerning a boat launch site regarding the Fire Department. Mr. Ryan stated that he plans to meet with the Frewsburg Fire Department to talk about the installation of a new boat launch and what needs

the fire department may have concerning the access to the launch. Councilman John Barber asked what the next steps are for the project. Supervisor Payne stated the project will next go in front of the planning board, and they will most likely have a public hearing concerning the project. If the Planning Board approves the project, and a SEQR is applied for and approved, it will then come before the Town Board for approval and other Code Enforcement permits will be applied for. Councilman Kenneth Dahlgren made a motion that the board refers this project to the Planning Board for their recommendation on this solar project that has been presented by Mr. Dennis Ryan of Eco-Sponsible. A second was made by Councilman Thomas Fenton. All in Favor, Carried.

Supervisor Payne read a letter from Senator George Borrello regarding the ADA-compliant crosswalks which were recently installed adjacent to Route 62 in the Town of Carroll. The crosswalk at the RHJ Elementary school didn't line up with the sidewalk and the school students needed to walk in the roadways to reach the crosswalk, or step over the curb. Supervisor Payne thanked Highway Superintendent for his diligence in resolving this issue.

Attachment 1

Supervisor Russell Payne requested a motion to accept the May 2022 Regular meeting minutes. A motion was made by Councilman Dalton Anthony and seconded by Councilman Kenneth Dahlgren. All in Favor, Carried.

Supervisor Russell Payne requested a motion to pay the June 2022 Town of Carroll Monthly Bills. Councilman John Barber questioned an invoice for the payment of representation for our town by lawyers who have represented our town, inquiring if they town had the funds to make this payment. It was suggested that Councilman Barber consult with our town accountants concerning that issue. After a discussion by the Board concerning this issue, a motion to pay the June 2022 Monthly Bills was made by Councilman John Barber and seconded by Councilman Dalton Anthony. All in Favor, Carried.

Bills approved for June 2022:

General Fund	\$125,585.09	Vouchers 178-216
Highway	\$129,156.54	Vouchers 103-122
Water Fund	\$ 10,488.42	Vouchers 99-118
Trust & Agency	\$ 16,279.04	Vouchers 19-21

Supervisor Russell Payne requested a motion to accept the Town of Carroll Budget Transfers that were received from Baghat-Laurito and Baghat for the month of May 2022. A motion was made by Councilman Thomas Fenton and seconded by Councilman Dalton Anthony. All in Favor, Carried.

Town Issues: None to Report

New Business: None to Report

Old Business:

Tabled from May 2022 Meeting, Supervisor Payne is asking for consideration of Grants Writer Danielle Patti of DP Grant Procurement & Consultation, to research and locate an appropriate grant or grants to be utilized to construct a new Municipal Building for the Town of Carroll.

A motion to approve the initial consultation fee of \$150.00 to Danielle Patti to gather information on potential grants, in which the details of this agreement was read out loud to the board by Supervisor Payne, was made by Councilman Kenneth Dahlgren to pay for the feasibility report and seconded by Councilman Thomas Fenton. All in Favor, Carried.

Resident Sue Sehl questioned the location of this projected project, Supervisor Payne stated they are looking at the area behind the current Town Hall, but nothing yet has been decided.

Personnel Issues: None to Report

Contracts and Agreements: None to Report

Departments and Officer's Reports:

Supervisor Russell Payne stated that the May Monthly Supervisor's Financial report from BLB, and the May Monthly Town Clerk's report have both been submitted to the Board.

Police Chief, William Nelson:

Police Chief Nelson stated that he had little to report other than his Monthly Report, which is attached. He stated that there were some vehicles broken into in the town and all the property and over \$1,000 has been recovered.

Also, an issue with the Dollar General by a neighbor concerning idling trucks parking in the parking lot overnight. He doesn't believe this is a police issue, and our Code Enforcement Officer, Alan Gustafson, has been in touch with both parties to see if an agreement can be made concerning this issue. One solution is to possibly have the trucks park behind the town hall overnight, as there is nothing specific in the law to prevent overnight parking.

Police Chief Nelson also stated that he has had the speed trailer on Frew Run and is going to have move it to Water Street to remind motorists to slow down. Supervisor Payne commended Police Chief Nelson and his patrolmen on the great job of solving the crimes of motor vehicle thefts, and Police Chief Nelson wanted to remind residents to keep their cars locked to prevent further vehicle theft in the town.

Attachment 2

Highway Superintendent Michael Walker:

Superintendent Walker stated that the Highway Department has hired a new employee, Addison Bragg, who is going to be a wonderful addition to the Highway Department, and also an excellent summer worker, Kaylynn Powers. At the end of the month, Landon Stahlman will be joining the Highway crew fulltime, which will fill all of the vacancies in the Highway Department, they will be back to a full crew, which has had vacancies since last September.

Highway Superintendent stated that he has been in touch with the Army of Engineers concerning Berg Drive, which looks very positive for them to approve the permit the town applied for. The town is now waiting to hear about the NYS DEC permit, and hopefully will hear soon. He stated that the Highway Department is also working on a DEC permit on the Sandberg Road for a wingwall on a pipe that is caving in. The Department just oiled and chipped many streets in the hamlet, and he wanted to thank the Town of Ellicott and the Town of Poland for their assistance. The Department has replaced approximately 80 feet of driveway pipe and will be filling potholes outside of the hamlet soon. Superintendent Walker stated that they are still on schedule for the nova chip job on Institute and Center Streets, waiting for supplies that will hopefully be available by early July. The new loader has arrived and is running great, he is very happy with the machine.

Dump Days will be coming up and he feels that the residents appreciate this service that the town provides. There will be five Saturdays, the second Saturday of the month from 9am to 3pm, from June to October, and permits can be purchased at the clerk's office.

Water Department Supervisor Daniel Sisson:

Supervisor Sisson stated that they will hopefully have their pump controls all updated within the next two weeks. They have completed their hydro flushing last week and it went well. There was a water leak on Institute Street, but they were able to get that fixed.

He has two water bill adjustments that he would like the board to approve. One was on 28 Matteson Street, a frozen pipe in his garage. His bill was 1,407.60, half would be \$703.80, and he is asking for the board to adjust that to the half payment. The other adjustment is for a residence on Centennial Street, with a broken pipe that ran the bill up to \$256.80, asking for the board to adjust to the half payment of \$128.40. Supervisor Payne requested a motion to adjust both water payments mentioned to half payments. A motion was made by Councilman John Barber, the motion was seconded by Councilman Kenneth Dahlgren. All in Favor, Carried.

The Water Department is hoping to demolish the house they purchased on Water Street by the end of June and the roadways will be put in over the next several weeks to assist with the upcoming water project. He is looking at and requesting ideas for grants for the new water project to help offset the funding as it will be a highly expensive project to replace much needed water tanks within the town. Councilman Dahlgren commented that the Department was able to correct the runoff problem from town property and concerning a resident's pool being affected, and the resident was happy with the results of the new ditches, and Water Supervisor Sisson stated that there will be all new drainage put in place when the new tanks are put in.

The new Annual Quality Report is completed, and residents can find the report on the website, if any resident would like a copy, he would be happy to provide one.

Concerning Water Bills, if a resident has a PO BOX, it **MUST** be listed on the water bill, or the bill will no longer be delivered to them. It is the responsibility of the resident to call the town offices, or the water department to correct their address to include their PO Box, Water Supervisor Sisson thanks all who have already corrected their address with the Water Department to ensure that their bills will be received.

Animal Control Officer Nicholas Cusimano: Absent but submitted his Monthly Report **Attachment 3**

Code Enforcement Officer Alan Gustafson: Absent

Assessor's Office: Absent but submitted her Monthly Report
Attachment 4

Town Attorney Michael Penabianco: Nothing to Report

County Legislator District 16 John Davis: Absent, however, requested that it be mentioned that if any residents have concerns, please contact him.

Public Comments: Supervisor Russell Payne opened comments from the floor, requesting that anyone wishing to speak please stand, state their name, and keep comments brief, 3 minutes or less, as a courtesy to the business nature of the meeting and other time constraints.

Resident Sue Sehl requested that Public Comments be saved for the end of the meeting so that she could address the board after trying out the new sound system. She stood and addressed the board to thank everyone for the new sound system at the Town Hall. She stated she has been requesting for a new hearing-impaired system be brought to the town for those with hearing disabilities to be able to hear and participate in town meetings. She stated that it is wonderful to be able to hear and participate in this meeting and meetings in the future and she thanked all those responsible for putting this sound system in place.

Town Council Reports:

Councilman Kenneth Dahlgren: Nothing to Report

Councilman Dalton Anthony: While at the town park he was noticing that people are parking on the walking path during baseball and softball games, which is not the designated area to park, and he was wondering if the Highway Department could install barriers to keep people from parking there. He is asking the Highway Department to investigate this issue. Supervisor Payne stated that he believes more parking is needed and there was a discussion with town officials concerning ideas on how to find an alternative answer to this problem.

Councilman John Barber: Nothing to Report

Councilman Thomas Fenton: Nothing to Report

Supervisor Payne: Supervisor Payne mentioned that Larry Wilcox is wanting to purchase and restore the house that burned on Main Street to historical guidelines, and he there will be 5 apartments built with the restoration if he is able to purchase the building. The Town Code Enforcement Officer, Alan Gustafson has met with Mr. Wilcox, the owner of the property, and an architect for all the needed documentation and requirements to proceed.

Supervisor Payne read a letter to the Board to update the board on the SeaLand Waste Trial.

Supervisor Russell Payne requested a motion to adjourn the June Regular Town of Carroll meeting at 8:12pm. A motion to adjourn the meeting was made by Councilman Dalton Anthony and seconded by Councilman Kenneth Dahlgren. All in favor, Carried.

The next Town of Carroll monthly meeting is scheduled to be held on July 13, 2022, at 6:30pm at the Town of Carroll Municipal Building, 5 West Main Street, Frewsburg, NY.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Susan Rowley".

Susan Rowley
Town of Carroll Clerk

Attachment #1

THE SENATE
STATE OF NEW YORK



GEORGE M. BORRELLO
SENATOR
57TH DISTRICT

RANKING MINORITY MEMBER
AGRICULTURE
BANKS
PROCUREMENT AND CONTRACTS

COMMITTEES
AGING
FINANCE
INTERNET AND TECHNOLOGY
LOCAL GOVERNMENT

ALBANY OFFICE
ROOM 406
LEGISLATIVE OFFICE BLDG.
ALBANY, NEW YORK 12247
PHONE: (518) 455-3563
FAX: (518) 426-6905

DISTRICT OFFICE
2-6 E. SECOND ST.
FENTON BLDG., STE. 302
JAMESTOWN, NY 14701
PHONE: (716) 664-4603
FAX: (716) 664-2430

SATELLITE OFFICE
WESTGATE PLAZA
700 W. STATE STREET
OLEAN, NEW YORK 14760
PHONE: (716) 372-4901
FAX: (716) 372-5740

June 1, 2022

Hon. Russell Payne, Supervisor
Town of Carroll
5 Main Street
PO Box 497
Frewsburg NY 14738

Dear Supervisor Payne,

Thank you for contacting me regarding your concerns with the ADA-compliant crosswalks constructed by the NYS Department of Transportation (NYS DOT), along State Route 62 in the Hamlet of Frewsburg.

As you are aware, I conveyed your concerns to Frank Cirillo, NYS DOT Regional Director. I am pleased that a department representative reached out to your highway superintendent, and that potential remedies are presently being explored.

Please accept my best wishes. I was glad to help. Do not hesitate to contact me if I may be of further assistance.

Sincerely,

George M. Borrello
George M. Borrello
Senator, 57th District

GMB/ glf





WILLIAM NELSON
CHIEF

**TOWN OF CARROLL PD
CHAUTAUQUA COUNTY**

MONTHLY REPORT MAY 2022

TOTAL INCIDENTS: 143

YEAR TO DATE: 697

TRAFFIC TICKETS ISSUED: 12

(1) AGGRAVATED UNLICENSED OPERATION

(0) SUSPENDED REGISTRATION

(0) DRIVING WHILE INTOXICATED

(1) RECKLESS DRIVING

YEAR TO DATE: 79

WARNING TICKETS ISSUED: 7

YEAR TO DATE: 21

PARKING TICKETS ISSUED: 0

ARRESTS (CRIMINAL): (0)

ALL DRUG RELATED OFFENSES: 0

MOTOR VEHICLE ACCIDENT: 1 (MINOR INJURY)

CURFEW VIOLATION: 0

WILLIAM R. NELSON, CHIEF

Town of Carroll
Assessor's Report
June 9, 2022

Grievance Day has passed, and we are getting ready to file our final role. We had 2 property owners come before the Board of Assessment Review, I have submitted a report with the details, and everything went well. I would like to thank Laurie Sorg for all the hours she put in to prepare for grievance.

This is my first full year in the Assessment Department and I'm looking forward to many more.

Respectfully,

Tera Darts, Assessor

Town of Carroll Animal Control Monthly Report

Month May

Dog Complaints - Missing, barking and other complaints

none

Dogs Transported to CCHS

Dates none

Mileage none

Time none

TICKETS ISSUED

none

Total Mileage for the Month:

Other Complaints: (Non Dog Complaints)

Date: 7/8/2022

Signature: Nick Cusimano