**Town of Olean**

**Minutes of the Regular Monthly Board Meeting**

**Held at the Olean Town Hall, 2634 Route 16N, Olean NY**

**On February 21, 2023**

Present: Annette Parker Supervisor

Pat Zink Highway Superintendent

Donna Howard Councilwoman

Joshua Torrey Councilman

John Artlip Councilman

Scott Zink Councilman

Jerry Dzuroff Code Enforcement Officer

Sherry Lemon Town Clerk

Absent: None

Supervisor Parker opened the meeting at 6:30pm with the Pledge of Allegiance.

**Resolution 1 (R:020123) APPROVAL OF MINUTES**

On a motion from Councilman Artlip, and seconded by Councilwoman Howard, the Resolution was Adopted, with 4 Ayes, and 0 nays.

**Resolved**, that the minutes of the January 17, 2023, Regular Board Meeting be approved as presented.

**Resolution 2 (R:020223) APPROVAL OF ABSTRACTS**

On a motion from Councilman Artlip, and seconded by Councilwoman Howard, the Resolution was Adopted, with 4 Ayes, and 0 nays.

**Resolved**, that the bills received have been reviewed by the Town Board and are authorized for payment in the following amounts:

Highway Fund: for the sum of $59,397.87.

General Fund: for the sum of $135,414.11.

**REPORTS OF TOWN OFFICIALS**

Supervisor: The monthly bank statements presented for review by the Board.

Code Enforcement: From January 17 to February 21, 2023, the list submitted has: 7 building permits pending, 4 permits issued, 1 permit request denied, 3 complaints, 1 building without a permit. Solar Law waiting for return of amendment from State.

Public Hearing on February 21, 2023, to adopt New York State Uniform Fire Prevention & Building Code as Local Law #1 of 2023.

**Resolution 3 (R:020323)** **LOCAL LAW #1 OF 2023** **NEW YORK STATE UNIFORM FIRE PREVENTION & BUILDING CODE**

On a motion from Councilman Artlip, and seconded by Councilwoman Howard, the Resolution was Adopted, with 4 Ayes, and 0 nays.

**Resolved**, that the New York State Uniform Fire Prevention & Building Code as Local Law #1 of 2023 be approved as presented.

Superintendent of Highways:

NYS Highway Law 284 Agreement Cattaraugus County on the expenditure of highway funds; Back Hinsdale Road culvert work is scheduled for July 2023; 2 culverts on East River Road are scheduled for relining by Genesee Valley at a cost of approximately $15,000.00 each; Roof repair at the Highway Barn for approximately $800, with a suggestion to install fans for better air circulation to reduce condensation and suggested to replace the gutters due to ice issues; a quote from Kellner Water Systems has been received to replace the Highway Barn water pump.

**Resolution 4 (R:020423) APPROVAL FOR WATER PUMP REPLACEMENT**

On a motion by Councilman Artlip, and seconded by Councilman Zink, the Resolution was Adopted, with 4 Ayes and 0 Nays.

**Resolved**, to accept Kellner Water Systems quote for replacement of the water pump at the Highway Barn at a time to be determined.

Overweight trucking permits for logging have been reviewed and updated; when Right of Way excavations permits will now require payment equal to the cost of repair to the roadway.

**Resolution 5 (R:020523) APPROVAL FOR RIGHT OF WAY PERMIT UPDATE**

On a motion Councilman Torrey, and seconded by Councilwoman Howard, the Resolution was Adopted, with 4 Ayes and 0 Nays.

**Resolved**, to now require payment to the Town for repair when Right of Way excavations disturb the road.

Defibrillators (3- Hall, Barn, Truck) have been received and installed with training in process; tractor and truck tires have been replaced; a bill has been received for brake line replacement on 2019 Chevrolet truck, the Highway portion of the Town website has been updated.

Cemetery: Proposed cemetery budget tabled until March meeting, waiting on Cemetery Association regarding abandonment/take over status.

Clerk: Town and County Tax collection continues. Annual Williamson Lawbook bill for ClerkPlus software approved to be paid; The Retention and Disposition Schedule for New York Local Government Records (LGS-1) has a new schedule that supersedes previous schedules and is to be used to determine what records are to be retained and for how long, effective April 1, 2023.

**Resolution 6 (R:020623) ADOPTION OF RETENTION AND DISPOSITION SCHEDULE FOR NEW YORK LOCAL GOVERNMENT RECORDS**

On a motion by Councilwoman Howard and seconded by Councilman Zink, the Resolution was Adopted, with 4 Ayes and 0 Nays.

**Resolved**, By the Town Board of the Town of Olean that *Retention and disposition Schedule for New York Local Government Records* (LGS-1) issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and continuing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein.

**Further Resolved**, that in accordance with Article 57-A:

1. Only those records will be disposed of that are described in *Retention and Disposition Schedule for New York Local Government Records* (LGS-1), after they have met the minimum retention periods described therein;
2. Only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

Town Justice/Court: Time Peterson to be hired as the Court Officer at a rate of $25.00 per hour.

**RESOLUTION 7 (R:020723) HIRING OF A COURT OFFICER**

On a motion by Councilwoman Howard and seconded by Councilman Torrey, the Resolution was Adopted, with 4 Ayes and 0 Nays.

**Resolved**, that Tim Peterson is hired as the Court Officer at a rate of $25.00 per hour.

**OLD BUSINESS**

Supervisor: Dog Kennel replacement application has been approved.

**NEW BUSINESS**

billing from City for Dugan East sewer district has increased dramatically and unclear on why, looking into individual meters; Volunteer Firefighter tax credit to be researched further; Town Board is in agreement with the County Legislature in opposing Governor Hochul’s ban of gas stoves and other new fossil fuel heating equipment.

RESOLUTION 8 (R:020823) OPPOSITION TO GOVENOR HOCHUL’S BAN ON GAS STOVES AND NEW FOSSIL FUEL HEATING EQUIPMENT

On a motion made by Councilman Torrey and seconded by Councilwoman Howard, the Resolution passed with 4 ayes and 0 Nays.

**Resolved**, that the Town of Olean Board vehemently opposes the Govenor’s plan to ban natural gas heating and appliances as not feasible or warranted for the Town, and further

**Resolved**, that the Town of Olean Board strongly urges Governor Hochul and the New York State Legislature to fully examine the real life impact their decisions will have for all New Yorkers, especially those least able to afford them.

There being no further Old Business and no New Business to be presented, Councilwoman Howard moved for adjournment, with Councilman Artlip seconding the motion, and all present were in agreement. The meeting was adjourned at 8:10pm.

Respectfully submitted,

Sherry Lemon, Town of Olean Clerk