

April 11, 2022

REGULAR MEETING TOWN BOARD OF CHERRY CREEK

LOCATION: TOWN HALL, 618 CENTER STREET, CHERRY CREEK, NY

PRESENT: William Young (via telephone), James Abbey, Ryan Lepp, Matt West, Matt Smith, Ken Chase, Dustin Walker, Jayson Rowicki and Mia Abbey. Duncan (Rick) Young absent.

Guests: Jason Pierce

Jim Abbey opened the meeting at 7:00 p.m. with the Pledge of Allegiance.

Motion by Ryan Lepp, seconded by Matt West, all in favor to accept March 14, 2022 minutes.

SUPERVISOR/TREASURERS REPORT: Motion was made by Ryan Lepp and seconded by Matt West, all in favor to accept Supervisor/Treasurers Report, none opposed.

CLERKS REPORT: Motion was made by Ryan Lepp and seconded by Matt West, all in favor to accept Clerks Report, none opposed.

GENERAL BILLS: #111-#135 totaling \$10,238.49 a motion was made by Matt West and seconded by Ryan Lepp, all in favor to pay General Bills, none opposed.

HIGHWAY BILLS: #28--#43 totaling \$61,737.91 a motion was made by Matt Smith and seconded by Ryan Lepp, all in favor to pay Highway bills, none opposed.

WATER BILLS: #18-#25 \$1,849.26 **SEWER BILLS:** #24-#29 TOTALING \$1,375.87, motion was made by Ryan Lepp and seconded by Matt Smith, all in favor to pay Water/Sewer bills, none opposed.

SEWER BAN: # 11 totaling \$2,275.00. A motion was made by Matt West and seconded by Ryan Lepp to pay the Sewer Ban, all in favor, none opposed.

CODE ENFORCEMENT/ASSESSORS REPORT: Motion was made by Ryan Lepp and seconded by Matt West to accept the Code and Assessor Report. Five permits were issued totaling \$390.00. Jayson Rowicki reported Zoning Laws are still being worked on. A lengthy discussion was had regarding a zoning workshop. Supervisor Young will call Association of Towns asking if the Town Board is allowed to have other workshops other than for Budget. Jayson has priced file cabinets, but feel they are too expensive. He will keep looking. He has not heard anything from CHRIC.

JUDGES REPORT: A motion was made by Ryan Lepp and seconded by Matt West to accept the Judges report. None opposed.

DCO REPORT: A motion was made by Ryan Lepp and seconded by Matt West to accept the DCO report. None opposed.

HIGHWAY REPORT:

*Payment for road repair is ready to be wired to the Town.

* Discussions are still being had regarding a proposal for a permanent road repair fix.

*Storage building for the sand is full.

*Taking the truck for scrap did not work out. It needs to have all the fluid drained out of it. Ken is going to put it out by the road for sale. Along with the old red pickup. Sell both "as is".

- *Still working on the small tractor.
- *Junk days are scheduled for April 22 and April 23.

WATER/SEWER REPORT

- *Dustin Walker reported Duncan Young and himself will be attending the Chautauqua County Water Association meeting on April 27th.
- *Water shut offs will be April 18th.
- *Any water bill with a \$300.00 balance will be subject to a shut off notice. They will have 30 days to pay water/sewer bill in full.

A motion was made by Ryan Lepp and seconded by Matt West approving the Loan Resolution for Innology monies. Carried. none opposed.

Conflict of Interest was reviewed by the Town Board—A motion was made by Ryan Lepp and seconded by Matt Smith passing the Conflict- of- Interest agreement for the proposed Sewer System and Water Pollution Control Facility project.

A Third Party Agreement was signed and approved by all Board members regarding the Wilmington Trust Company and CCB Bank.

A motion was made by Matt West and seconded by Ryan Lepp.

OLD BUSINESS:

- *Make sure Sharon Howe has a budget line when we review the budget this year.
- *Sharon Howe has reported the library has a Facebook page and attendance has increased.
- *Signs are ready and have been picked up. They will need to be put together and inserts need to be put in place.
- *Sharon Howe has made a book on the history of the cemetery. These will be handed out at the Cemetery/Museum Tour over Memorial Day weekend.
- *Park rental patrons need to supply their own fire ring. Fire rings cannot exceed 4'X4'X3'.
- *Supervisor Young would like information and facts regarding the Courthouse and Historical Museum addition. It was discussed having all departments in one location. He would like to know When? Why? And how much?
- *Ditches will be cleaned around the Town Hall. Ditches will be cleaned where we can reach from the Towns' property.
- *Water/Sewer accounts on the financials are still off. Per Lisa at BLB has to complete an analysis on the figures to see what is making them off.
- *New Printer is in transit and will be ready for delivery soon.

***Dana updates—**

- * No receipts have been received for Local Laws being sent to the State.
- *Chris White access. Dana talked to Peter Clark. Supervisor Young will follow up regarding a proposal.
- *Dana's office will call Jayson Rowicki regarding Court dates for code violations.
- *Mia Abbey will check with the County regarding the Tax Collection position being abolished and dissolved into the Town Clerk position.
- *Supervisor Young will contact Dana advising him he is the Sewer Project Lawyer.

NEW BUSINESS:

*A Grant is in the making for the Sewer project. This will be based on customers level of income. Failure to complete survey will result in a higher sewer bill. They will have to pay the increase if they don't comply. An income survey will be mailed out to all customers on the sewer system. A meeting is being scheduled for May 10th, 2022 for the customers that have not filled out the survey and if they have any questions.

*Ryan Lepp reported the computer/email backup system is all set to go.

*Fire Department has received the fire tax money.

*Ryan Lepp stated to give him a month or two and he will get the specs and bids out for the security cameras for building and parks.

Jason Pierce read a statement to the Board regarding the sewer backup test and position with changes and new regulations coming down the line. Jason does not feel this is a position he is interested in. A lengthy discussion was had with the Town Board and Jason Pierce. Supervisor Young and Dustin Walker have a conference call with the Engineers on Wednesday. These questions will be brought up with them. Supervisor Young told Jason that he appreciates everything he has said. The Board will need to discuss.

Dustin Walker will start his water classes on May 9th, 2022.

A motion was made by Ryan Lepp and seconded by Matt Smith to go into Executive Session at 8:36 regarding personnel matters.

Town Board came out of Executive Session at 9:15

A motion was made by Ryan Lepp and seconded by Matt West regarding personnel matters. It was agreed by the Town Board that Jason Pierce can drop his sewer license with a stipulation he will be the backup for the water and sewer for the rest of his tenure with Cherry Creek. He will also make sure his time off doesn't coincide with current water/sewer employees. The Town Board will offer Dustin Walker a salary of 40 hours a week at \$17.00 per hour. He will need to fill out a time sheet. He will be offered a list of his duties including sidewalks, parks, mowing, all maintenance, maintain hamlet barns and water/sewer. He will get a 6- month review and his raises will be based on as he gets his water/sewer licenses. This offer will start May 1st.

Motion was made by Ryan Lepp and seconded by Matt Smith to adjourn the meeting at 9:30p.m.

Next regular meeting will be May 9, 2022 at 7:00 p.m.

Respectively submitted by,


Mia M. Abbey, Town Clerk