*Town of Nichols*

*Regular Board Meeting*

*May 8, 2018*

*Supervisor Engelbert brought meeting to order at 7:00 pm In the Town Hall located at 54 East River Rd. Nichols NY.*

*Pledge of Allegiance*

*Roll Call;*

*Councilman Ray Thetga (present), Bill Middleton (present), Esther Woods (present), Barbara Crannell (present), Kevin Engelbert (present), Town Clerk Karen Hunsinger.*

*Also present; Danny Rogers, Bill Thomas, Jay Dutton, Bob Huseby, Lynn and Joyce Bailey, Carol Visscher, Ryan Middleton, Leeann Tinney ,and Kevin Vought,*

***MINUTES***

*The motion to approve minutes from April 25, 2018 meeting, made by B. Middleton 2nd by E. Woods.*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), E. Woods (aye), B. Crannell (abstain), K. Engelbert (aye).*

 *Carried- 5-0-0-1*

***QUESTIONS, COMMENTS & CRITICISMS FROM PUBLIC***

***NEW BUSINESS***

*Justice – K. Engelbert*

*Justice Lynette Nickels has resigned her position as of June 1, 2018. The word needs to get out for anyone that is interested to run for the position for 2019, the next classes for Justice that are needed to fill the position are in December of 2018.*

***OTHER NEW BUSINESS FROM BOARD MEMBERS***

*NES – trees were blown down during storm and need to be removed; ash trees on property are dead or dying and also need to be removed. Phone line is down and a hazard because it’s hanging very low and someone could feasibly get hurt.*

*With removing trees, there is a marker in remembrance of Scott Taylor’s daughter possibly near the trees; Scott Taylor would like to retrieve the marker.*

*Town Hall Furnace – B. Middleton*

*Furnace needs to be replaced, Town has received two (2) bids.*

*Scott Smith & Sons - $6914.00*

*Martins Heating & Plumbing - $6025.00*

*Town Board to look over bids and decide at a later meeting.*

***UPDATES FROM PERSONNEL***

*Highway – K. Vought*

*Drain tile being put in on Leasure Hill Rd., Kevin has purchased a lot of stone which will be used for drain tile on Mt. Pleasant, Red Brush, Kittle Hill, and Decker Rds.*

*The end blew off a drainage ditch down on Coryell Rd. crew repaired huge hole.*

*Planning Board – B. Crannell*

*Next meeting is in June.*

*CEO – B. Huseby*

*Motorcycle Club – B. Huseby sent out 60 notices in a ¾ mile radius of 22 Ketchum Rd. Nichols NY. Resident’s on Ketchum Rd are afraid of reprisal from Motorcycle Club, so B. Huseby gave email address to residents to contact him with concerns or complaints.*

*To keep with the Noise Ordinance Law B. Huseby sample tested Mr. Mosher’s Motor Cycle with the Dual Range Sound meter, one bike starting, revving engine and traveling down road did not go over limit on sound meter, however multiple bikes may be over Noise ordinance limit.*

*Zoning Board of Appeals (ZBA) – had a meeting on May 1, 2018 for a variance for the Motorcycle Club the ZBA discussed the pros and cons of the club in length and was receptive to concerns of residents and also to the benefits of having the club and the donations the club would make to the needy in the area.*

*ZBA - turned down Club due to impact of change to neighborhood. However, people can have gatherings at their homes, the Town has no jurisdiction of who is on private property but it cannot be under a club or club name.*

*Waste Ordinance –*

*Junk around house on East River Rd. B. Huseby is ready to write tickets, if the board wants him to proceed with writing them, the next step after tickets are written will be appearance before Justice.*

*B. Huseby has looked into putting unpaid fines on property taxes, County will not do this, if Town has to hire crew to clean up property then Town can be reimbursed for fees associated with hiring crew and disposal of junk but not for fines unpaid by property owner.*

***OLD BUSINESS***

*Nichols Cemetery – Bill Thomas/Carol Visscher*

*Mr. Thomas would like to formally let the Town Board know in the next year the Cemetery Association will be dissolving, once Lynn and Joyce Bailey resign from director and Bookkeeper positions of the Association.*

*Forest Lawn out of Buffalo is interested in taking over the Cemetery but the majority of the Cemetery Board does not want this to happen, they feel it will no longer be a community Cemetery.*

*A discussion ensued over what would be best for cemetery Forest Lawn or Town taking over, Town Boards position is that it’s the Cemetery Associations decision if the Association disbands then the Town has no option and will take the responsibility of the Cemetery. As of right now it’s still the Associations decision.*

*Town Board member B. Middleton feels that if Forest Lawn takes Cemeteries it will be ran like a business and for profit, prices of burials could increase drastically and anyone from anywhere would/could be buried in the (Community) Cemetery.*

*If Forest Lawn takes over can they give back to Town at any time and if so does Town get monies in the perpetual fund back, and/or any of the funds that would be given from Association at time of Forest Lawn taking Cemetery or will all funds be split between all Cemeteries that Forest Lawn has at that time.*

*REAP – B. Crannell*

*REAP is still moving forward they have received two (2) applications for Businesses in Owego; updates of these will be at the next REAP meeting.*

*Town Highway Garage – K. Engelbert*

*Paperwork to fill out and return, project is moving forward as scheduled.*

*Council of Government – B. Crannell*

*Meeting was 2 weeks ago, this month is presentation Schedule.*

*Flower Beds – B. Middleton*

*B. Middleton usually plants and cares for flowers around Town Hall but this year will not have time to do so. B. Middleton got a quote from lawn care Scotts Lawn for care of flower beds $150.00 to provide flowers, watering will be once a week when mowing lawn and $20.00 to water during week when not mowing. Karen Hunsinger has offered to purchase, plant, and care for flower beds.*

*Discussion of flower beds, Scotts Lawn will be hired to plant beds, and water when mowing lawn, Karen will water during rest of week.*

***OTHER OLD BUSINESS***

*Lights down River Road from intersection to Tioga Downs Casino, one light at intersection has been put in but that’s the only one out of 15 that were passed to go in.*

*K. Engelbert – it will take time to get all lights in, there was no time limit.*

***ADDITIONAL COMMENTS, QUESTIONS, & CRITICISMS FROM THE PUBLIC***

*Mr. Ryan Middleton was present and asked Superintendent of Highways when Horton Rd will be fixed. Mr. Middleton stated that he lives on Horton Road and has been inquiring of it’s repair for 4 years, complaints of the road being impassable, No turn around, not wide enough for 2 cars to pass on road, Emergency Vehicles would not be able to get up Road.*

*Superintendent of Highways – K. Vought responded that the road has always been in this condition, it would be difficult to widen road, or put turnaround on road due to residents land, and the shape of the road itself, it was never made for 2 cars to pass but Vought stated he would look at road again and see what could be done.*

*R. Thetga- Board member and former Highway Superintendent – stated that Town can only work with right of way, what they have always worked for road is what they can continue to work, they don’t have right of way to take property from property owners.*

*Team Tioga – Leeann Tinney – IDA*

*Ms. Tinney explained Team Tioga as one unit as partners in Economic development in Tioga County, the Industrial Development Agency (IDA), Economic Development and Planning (EDP) and the Local Development Corporation (LDC) that have all joined together to make up Team Tioga, Ms. Tinney has stickers, magnets and posters to distribute to the Town.*

***ACCEPT REPORTS AND PAY BILLS***

*The motion to accept the Reports and pay Bills balance of $170,144.92, made by B. Crannell 2nd by B. Middleton*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), Esther Woods (aye), B. Crannell (aye), K. Engelbert (aye).*

 *Carried 5 -0-0-0*

***EXECUTIVE SESSION***

*The motion to go to executive session to discuss personnel, at 8:17pm., made by B. Middleton 2nd by B. Crannell*

*Roll Vote;*

*R. Thetga (aye), B. Middleton (aye), Esther Woods (aye), B. Crannell (aye), K. Engelbert (aye).*

 *Carried 5 -0-0-0*

*The motion to go out of executive session at 8:34pm., made by B. Middleton 2nd by R. Thetga*

*R. Thetga (aye), B. Middleton (aye), Esther Woods (aye), B. Crannell (aye), K. Engelbert (aye).*

 *Carried 5 -0-0-0*

***ADJOURN***

*The motion to adjourn the meeting at 8:35pm., made by B. Crannell 2nd by E. Woods*

*R. Thetga (aye), B. Middleton (aye), Esther Woods (aye), B. Crannell (aye), K. Engelbert (aye).*

 *Carried 5 -0-0-0*

*Karen Hunsinger*

*Town Clerk*

*05/14/2018*