

PUBLIC HEARING

Town of Westfield

April 6<sup>th</sup>, 2011

(Local Law #1-2011 / Authorization to Remove Certain Vehicles on Town Highways)

Supervisor Bills called the public hearing to order at 7:25pm in Eason Hall, 23 Elm Street, Westfield, NY, with the following members and guests present:

Supervisor:	Martha R. Bills	Joel Seachrist	Randy Edwards
Councilmen:	Raymond Schuster	Marybelle Beigh	Carson Georgia
	David Brown	Claude Abbey	Jack Gulvin
	James Herbert	David Babcock	Janet Nass
	David Spann	Jim Pacanowski	Harold Nass

Supervisor Bills explained that the Public Hearing was being held to hear all persons in regard to proposed Local Law #1-2011 which would authorize the Town's Highway Superintendent to remove vehicles from Town Highways that obstruct or interfere with use or other necessary activities such as construction, repairs, snow removal, and emergencies.

There being no further questions or comments, James Herbert moved and David Brown seconded the motion that the public hearing be closed at 7:29pm. This was unanimously approved.

Respectfully submitted,

*//original signed//*

Timothy C. Smith, Town Clerk

**TOWN BOARD MEETING  
Town of Westfield  
April 6<sup>th</sup>, 2011**

The regular meeting of the Town Board of the Town of Westfield was called to order at 7:30pm in Eason Hall, 23 Elm Street, Westfield, NY, with the following members and guests present:

Supervisor:	Martha R. Bills	Joel Seachrist	Randy Edwards
Councilmen:	Raymond Schuster	Marybelle Beigh	Carson Georgia
	David Brown	Claude Abbey	Jack Gulvin
	James Herbert	David Babcock	Janet Nass
	David Spann	Jim Pacanowski	Harold Nass

David Spann moved and David Brown seconded a motion to waive the reading of the minutes inasmuch as all members received a copy thereof and that the minutes be approved. Unanimously carried.

The Town Clerk's report together with a check in the amount of \$1434.69 representing fees for the month of March 2011 was turned over to the Supervisor. State and County agencies received checks totaling \$252.90.

The Supervisor's report is as follows:

<u>Fund</u>	<u>Revenues</u>	<u>Expenditures</u>	<u>Checking Balance</u>	<u>HSBC - MM Balance</u>
Gen. A	\$407,553.00	\$115,015.00	\$9645.89	\$1,004,025.70
Gen B	97,043.00	23,682.00	55.72	125,121.62
Hwy DA	257,100.00	86,250.00	198.62	442,037.89
Hwy DB	20,450.00	8324.00	1037.64	246,387.43
Sewer HO1	22,505.00	23,639.00	-0-	7,296.82
Water HO2	18,180.00	-0-	-0-	99,744.61
Wfd. Fire	65,106.00	-0-	-0-	65,467.44
Sherm. Fire	8,600.00	-0-	-0-	8741.67
Totals:	\$896,537.00	\$256,910.00	\$10,937.87	\$1,998,823.41

The Dog Warden's report for April 2011 was received and placed on file.

The Fire Department Report for April 2011 was received and placed on file.

The Historian's report for April 2011 was received and placed on file.

The Town Court report for April 2011 was received and placed on file.

Highway:

- The Highway Superintendent submitted a written report on activities for April highlighting fuel usage, harbor facilities work, and preparations for spring.

- The Highway Superintendent recommended to the Town Board that they accept bids for materials from the following:
  - Fuels (Proper & Sons, Inc.)
  - Stone & Sand (Country Side Sand & Gravel / Jamestown Macadam )
  - CRS-2P (Russell Standard / Suite-Kote)
  - Black Top (Hanson / Jamestown Macadam / Gernatt Asphalt)
  - Concrete (Hanson / Jamestown Macadam)

Raymond Schuster moved and David Spann seconded a motion to accept recommended bids. This was unanimously approved.

Code Enforcement:

- The Code Enforcement Officer submitted a report for April 2011 highlighting 3 permits issued in the Town, 2 “Stop Work Orders” issued, and his attendance at required trainings.

Barcelona Harbor:

- The Harbor Commission has scheduled its first meeting of the season for April 21<sup>st</sup>, 2011.

There were no speakers in Public Comment.

Announcements:

- Supervisor Bills announced that the AUD filed on March 21<sup>st</sup>, 2011 is available for public viewing
- Spring Clean-up is Saturday, May 14<sup>th</sup>, 2011 from 9:00-1:00 @ the Transfer Station.

Old Business:

- Supervisor Bills provided a Project Update which included closing out the East Main Road water project Federal Grant and surveying of the Barcelona area as part of the Front Street renovation project.

- 
- David Brown offered the following resolution and moved its adoption

**Resolution No. 19 of 2011**  
 Adoption of Local Law #1 of 2011  
 Authorization to Remove Certain Vehicles on Town Highways

**WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Westfield for a public hearing to be held by said Board on April 6<sup>th</sup>, 2011 at 7:25pm at Eason Hall, 23 Elm Street, Westfield, New York to hear all interested parties on a proposed Local Law to amend Chapter 165 of the Town of Westfield Code, and

**WHEREAS**, notice of said public hearing was duly published in the Westfield Republican, the official newspaper of the Town, on March 25<sup>th</sup>, 2011 and posted on the Town Bulletin Board on April 1<sup>st</sup>, 2011, and

**WHEREAS**, said public hearing was duly held on April 6<sup>th</sup>, 2011 at 7:25pm at the said Eason Hall and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

**WHEREAS**, the Town Board of the Town of Westfield, after due deliberation, finds it in the best interest of the Town to adopt said Local Law,

**NOW, THEREFORE**, the Town Board of the Town of Westfield hereby adopts said Local Law as Local Law No. 1 of 2011, a copy of which is attached hereto and made a part hereof, and the Town Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Westfield, and to give due notice of the adoption of the Local Law to the Secretary of State.

This was seconded by David Spann. Voting was as follows: Martha Bills, aye; James Herbert, aye; David Brown, aye; David Spann, aye; Raymond Schuster, aye.

-----  
- Raymond Schuster offered the following resolution and moved its adoption

**Resolution No. 20 of 2011**  
Repairs and Improvements to Highway Buildings

**BE IT RESOLVED**, The Town Board of the Town of Westfield, duly convened in regular session, does hereby resolve pursuant to the provisions of section 6-c of the General Municipal Law of the State of New York that the Town Supervisor be and she hereby is authorized and directed to spend from the DA Building Reserve Fund of the Town of Westfield, heretofore duly established, not exceeding \$13,000 of the principal and accumulated interest in said Reserve Fund for the purpose of repairing and improving Highway Buildings. This resolution shall be subject to a permissive referendum, as permitted by law.

This was seconded by James Herbert. Voting was as follows: Martha Bills, aye; James Herbert, aye; David Brown, aye; David Spann, aye; Raymond Schuster, aye.

New Business:

- Supervisor Bills moved and David Brown seconded a motion to appoint Charmaine Boardman to the Recreation Committee through 12/31/2011. Unanimously carried.
- The date of the June 1<sup>st</sup>, 2011 Town Board Meeting was changed to June 8<sup>th</sup>, 2011.

Martha Bills moved and David Spann seconded a motion that the Supervisor be directed to draw the necessary checks to cover the warrant as audited. Voting was as follows: Martha Bills, aye; Raymond Schuster, aye; David Brown, aye; James Herbert, aye; David Spann, aye.

The next Town Meeting is scheduled for Wednesday, May 4<sup>th</sup>, 2011 @ 7:30pm.

There being no further business, at 8:25pm Raymond Schuster moved and David Spann seconded a motion to adjourn. Unanimously carried.

Respectfully submitted,  
*//original signed//*  
Timothy C. Smith, Town Clerk