

TOWN BOARD MEETING  
Town of Westfield  
December 3<sup>rd</sup>, 2014

The regular meeting of the Town Board was called to order at 7:32pm in Eason Hall, 23 Elm Street, Westfield, NY, with the following members and guests present:

Supervisor: Martha R. Bills      David Babcock  
Councilmen: Raymond Schuster   Joel Seachrist  
                  David Brown            William Bauer  
                  James Herbert           Janet Nass  
                  David Spann

The Town Clerk's report together with a check in the amount of \$1369.79 representing fees for the month of November 2014 was turned over to the Supervisor. State and County agencies received checks totaling \$822.21.

The Supervisor's report is as follows:

<u>Fund</u>	<u>Revenues</u>	<u>Expenditures</u>	<u>Checking Balance</u>	<u>Comm. Bk. - MM Balance</u>
Gen. A	\$607,263.00	\$609,446.00	\$16,068.41	\$671,629.09
Gen B	161,114.70	73,890.63	75.18	156,966.48
Hwy DA	277,269.00	212,645.00	515.84	330,999.85
Hwy DB	339,124.00	408,859.00	37.64	83,970.41
Sewer HO1	23,626.00	20,733.00	-0-	3,307.55
Water HO2	16,300.00	16,200.00	-0-	98,390.65
Wfd. Fire	54,053.00	-0-	-0-	54,505.08
Sherm. Fire	9,236.00	9,229.00	-0-	102.49
Totals:	\$1,487,985.00	\$1,351,002.63	\$25,040.52	\$1,399,871.60

The Dog Warden's report for November 2014 was received and placed on file.

The Fire Department Report for November 2014 was received and placed on file.

The Historian's report for November 2014 was not received.

The Town Court report for November 2014 was received and placed on file.

Highway:

- The Town Highway Superintendent provided a written report for November 2014 and highlighted current projects including the Barcelona Water Project, fuel usage, winterization of the pier, and overall preparation for winter operations.

Code Enforcement:

- The Code Enforcement Officer submitted a written report for November 2014 highlighting that 3 permits were issued in the Town and the fact that work continues on 4 residential homes and a seasonal cabin.

Barcelona Harbor: Pier operations are closed.

Public Comment: None

Supervisor Bills made the following announcements:

- Town Employees' Christmas Party (16 December 2014 - 12:00pm / Eason Hall)

Old Business:

- Supervisor Bills discussed the fact that the Barcelona Water Project is nearing completion. A progress meeting (following a physical inspection) is scheduled for Friday, 5 December 2014 at 11:00am.

New Business:

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

**Resolution No. 60 of 2014**  
2015 Holiday Schedule

New Year's Day	Thursday, January 1
Martin Luther King Day	Monday, January 19
Presidents' Day	Monday, February 16
Memorial Day	Monday, May 25
Day before 4 <sup>th</sup> of July	Friday, July 3
Labor Day	Monday, September 7
Columbus Day	Monday, October 12
Veteran's Day	Wednesday, November 11
Election Day	Tuesday, November 3
Thanksgiving Day	Thursday, November 26
Day after Thanksgiving	Friday, November 27
Christmas Eve	Thursday, December 24
Christmas	Friday December 25

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.

- David Brown offered the following resolution and moved its adoption

**Resolution No. 61 of 2014**  
Appointment of Kate Issler as Deputy Tax Collector

**RESOLVED**, that Kate Issler is appointed as Deputy Tax Collector for the Town of Westfield for the remainder of the 2014 calendar year.

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.

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- David Brown offered the following resolution and moved its adoption

**Resolution No. 62 of 2014**  
Supporting Special Legislation to add Town of Westfield to NYS Real Property Law 291-a(2)

**WHEREAS**, subdivision 2 of Section 291-a of the Real Property Law provides that in certain towns and villages in Chautauqua County any deed or instrument of conveyance which for the first time conveys an interest in a paper street shall have no force and effect and shall be declared null and void unless it is accompanied by a town board resolution authorizing the deed or conveyance, and

**WHEREAS**, the said subdivision applies currently within the towns of Chautauqua, North Harmony, Ellicott, Ellery and Busti and the village of Celeron, and

**WHEREAS**, the Town of Westfield contains several subdivision allotments with paper streets and wishes to discourage the filing of deeds purporting to take title to such streets,

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Westfield hereby requests that its state representatives introduce a bill to add the Town of Westfield to the list of municipalities covered by Real Property Law Section 291-a(2), and be it further

**RESOLVED**, that copies of this resolution shall be forwarded to Senator Catharine Young and Assemblyman Andrew Goodell.

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.

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- Martha Bills moved and David Spann seconded a motion to set a Special Meeting date of Tuesday, 16 December 2014 @ 11:30am. Unanimously carried.
- James Herbert moved and David Spann seconded a motion to set a Public hearing date of Wednesday, 7 January 2015 @ 7:25pm for a Cell Tower SUP Modification from Verizon (Hardscrabble Road). Unanimously carried.

Warrants dated December 4<sup>th</sup>, 2013 (voucher #'s 10529 - 10543), in the amount of \$210,367.87 drawn on the following funds: General \$528.58; General Part-Town \$88,980.00; Welch Building \$5093.92 and the Barcelona Water Project \$115,765.95 were presented and audited by the Board

members. David Spann moved and Raymond Schuster seconded a motion that the Supervisor be directed to draw the necessary checks to cover the warrant as audited.

The next Town Meeting is scheduled for Wednesday, January 7<sup>th</sup>, 2015 @ 7:30pm.

There being no further business, at 8:56pm Martha Bills moved and David Spann seconded a motion to adjourn. Unanimously carried.

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

Clerk