

Town of Caton  
2010 Organizational Meeting/Regular Monthly Town Board Meeting  
January 13, 2010

Page 1 of 4

Supervisor Kate Hughes brought the 2010 Town of Caton Organizational Meeting /Regular Monthly Board Meeting to order at 6 pm with the pledge of allegiance.

**PRESENT** Supervisor Kate Hughes, Councilman Robert Lord, Councilman Wayne Phenes, Highway Superintendent Ray Riesbeck, Assessors-Marilyn Bockus, Donna Wescott and Ann Balch, Code Officer Don Miller, Town Clerk Avonne Dickerson and several visitors.

**ABSENT** Councilman Morris Scott, Councilwoman Bethany Gridley

**2010 ORGANIZATION**

After discussion and on motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to make the following appointments, approvals and monies as follows for Year 2010:

**APPOINTMENTS**

Justice Court Clerk-Carol Matusick  
Bookkeeper-Joanne Randall  
Code Officer/Building Inspector-Donald Miller  
Police Officer-James Allard  
Attorney for the Town-Kent Woloson  
Dog Control Officer-Linda Holmes  
Park Custodian-Robert Richards (trash pickup only-contingent on accepting)  
duties of "Park Custodian" will be trash pickup only; mowing and trimming of the  
Caton Park will be bid out  
Health Officer-Dr. Mark Mauer  
Planning Board-Don MacNaughton and Curtis Cowles  
Zoning Board of Appeals-Douglas Crooker  
Planning Board/Zoning Board Secretary-Ann Balch  
Assessment Board of Review-Daniel Jenkins  
Additional Health Officer-Donald Miller  
Deputy Code Officer-Linda Giardina  
Town Historian-Avonne Dickerson  
Town Registrar-Avonne Dickerson  
Park Handyman-Eugene Dickerson  
Account Clerk Part-time-Donald Haussener  
Alternate Planning Board member-  
Town Hall Handyman-Eugene Dickerson  
Custodian-Avonne Dickerson  
Assessor Chairperson-Marilyn Bockus

**APPROVALS**

Deputy Town Clerk-Carol Matusick and Susan Edwards  
Deputy Registrar-Carol Matusick  
Deputy Highway Superintendent-Ronald Kasper II  
Official meeting night/time-2<sup>nd</sup> Wednesday of each month at 6:00 pm  
Official Banks-Chemung Canal and M & T  
Official Newspaper-Corning Leader  
Town Engineer-Hunt Engineering

**MONIES**

Zoning/Planning Board Clerk-\$35.00 per meeting  
Deputy Clerk-\$8.75/hour  
Bookkeeper-\$12.50/hour  
Part-time Account Clerk-\$10.00/hour  
Town Hall Custodian-\$8.50/hour

Town of Caton  
2010 Organizational Meeting/Regular Monthly Town Board Meeting  
January 13, 2010

Page 2 of 4

Deputy Highway Superintendent-\$1,350/year  
Part-time Highway Worker (with CDL)-\$10.50/hour  
Part-time Highway Worker-\$8.50/hour  
Part-time Park Handyman-\$8.50/hour  
Mileage-general-\$.55/mile  
Mileage-assessors-\$.59/mile  
Zoning Book-\$5.00 (subdivision) and \$8.00 (regular)  
Personal copies-\$.20 each  
Town document copies-\$.10 each  
Fax-\$.50 local and \$2.00 long distance  
Petty cash on hand-\$100  
Authorize prepayment for postage, insurance, utilities, schools and other necessary expenses.  
Authorize Deputy Supervisor to conduct business in absence of Supervisor.

On motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve the following 2010 Building Permit Fees and Zoning Update Committee appointments as follows;

Building Permit	\$20 plus \$2 for every 100 square feet of structure being Constructed, altered or improved. Includes mobile homes-single & doublewide. (Permit good for one year)
Renewal of Building Permit	\$15 (permit good for six months)
Shed Permit	\$0 – up to 120 square feet; over requires a regular building permit
Agriculture Building	\$10 – (used for livestock/farming)
Demolition/Removal of a Building	\$10
Certificate of Occupancy	No charge
Swimming Pool	\$15
Home Occupancy	No charge-permit required
Site Plan (conditional use)	\$25-(legal ad; appear before Planning Board)
Variance	\$25-(legal ad; appear before Zoning Board of Appeals)
Woodstove/Solid Burning Appl	\$30
Septic Inspection	\$25
Timber Harvesting	No charge-permit required
Call back inspections	\$25-when inspection requested & work is incomplete
Violation re-inspection	No charge
Penalty-building without a permit	up to \$250 (discretion of Code Officer)

Zoning Update Committee;

Curtis Cowles	Marilyn Bockus
Robert Lord	Daniel Jenkins
Morris Gridley Sr	Don MacNaughton
Wayne Phenes	Terri Divens-Bruffey
Roger Grigsby	Christine VanWoert

**FISCAL MANAGEMENT POLICY** Board members reviewed current policy. On motion of Councilman Lord seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve the Fiscal Management Policy for year 2010 as presented (see attached copy).

Town of Caton  
2010 Organizational Meeting/Regular Monthly Town Board Meeting  
January 13, 2010

Page 3 of 4

**PROCUREMENT POLICY** Board members reviewed current Procurement Policy. On motion of Councilman Phenes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve the Procurement Policy for year 2010 as presented (see attached).

2010 Organizational Meeting brought to a close and Regular Monthly Town Board Meeting brought to order at 6:20 pm

**APPROVAL OF MINUTES** Town Board members previously reviewed minutes from the 12/9/09 Monthly Board Meeting and the 12/30/2009 Year-end meeting. On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve minutes with the following correction to the 12/30/09 minutes; to eliminate the DA5110.4 transfer.

**PAYMENT OF BILLS** Board members reviewed bills on abstract one of 2010. On motion of Councilman Lord seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to pay the monthly bills as presented on Abstract #001 of 2009 in the following amounts:

General Fund-vouchers #0101-0131: \$11,204.14  
Highway Fund-vouchers #0101-0112: \$57,091.82  
Lighting District-voucher #0001: \$120.60

Supervisor Hughes gave amount due and remaining payments on BANS per request of Councilman Lord;

- 1.) 2007 Volvo-\$55,192-(3) remaining payments @ \$18,400 each, final due in 08/2012
- 2.) 2006 JD Loader-\$28,000-after 02/10/2010 payment (1) remaining payment of \$14,000, final due in 01/2011
- 3.) 2005 Volvo-\$17,600-(1) remaining payment, final due in 04/2010
- 4.) 2010 Volvo-\$110,000-(5) remaining payments @ \$22,000 each, final due in 06/2014

**MEETING OPENED TO THE PUBLIC**

Ed Rose, Birch Creek Road-inquired about purchasing highway equipment outright verses financing.

Assessor Marilyn Bockus-reminded the Board of the 02/24/10, 7 pm, Reassessment Public Meeting at the Caton Fire Hall which pertains to the mailers scheduled to go out around the first of March, this year.

**TOWN OFFICIALS REPORTS** for December 2009 as follows:

Highway Superintendent Ray Riesbeck report viewed and filed. Ray would like to bid out for purchase of a used excavator. On motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-resolved to approve the bid specs that Ray presented to put out for bid. Supervisor Hughes asked for an update of equipment and road plans and if Ray had any special projects lined up for 2010.

Police Officer Jim Allard's report viewed and filed.

Code Officer Don Miller's report viewed and filed.

Assessors' Office report viewed and filed.

Supervisor Kate Hughes report as follows:

Highway Capital Reserve -                      Park Capital Reserve - \$37,000  
Office Capital Reserve - \$6,000              Community Beautification -  
CD balances are zeroed out at end of year as required by State Law.

Town of Caton  
2010 Organizational Meeting/Regular Monthly Town Board Meeting  
January 13, 2010

Page 4 of 4

**CORRESPONDENCES**

- Annual agreement from Southern Tier Central Regional Planning & Development Board-proposal from 01/01/2010-12/31/2010 at cost of \$3,850 for services provided. On motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve contract with STCRPDB.
- Councilman Lord has set up a NYS required training session aided by STCRPDB for Planning and Zoning Board of Appeals members' on 1/28/10 and 2/25/10 from 7 to 8:30 pm at the Caton Town Hall.
- Annual letter from NYS Association of Towns pertaining to training school in New York City, February 14-17, 2010.
- Reviewed letter from Senator George Winner concerning his efforts in directing surplus funds from I-99 to the much-needed upkeep of State Route 54A.
- Corning Natural Gas Corporation-1904 franchise agreement regarding installation of pipeline in the roads. Will forward to Attorney Woloson and view possibility of renegotiating or rewriting. Contract is on file for anyone to view.

**OLD BUSINESS**

- Zoning changes-bringing Town of Caton Zoning Law up to date with NYS requirements. Board members received copy of proposed changes at last month's meeting. On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to accept changes as presented by the Zoning Update Committee and hold a Public Hearing for such on February 10, 2010 at 6 pm, prior to the regular monthly board meeting.

**NEW BUSINESS**

- Goals for 2010-include complete reassessment, five-year road plan & ten-year equipment plan updates, workable road use agreement, software program for highway department operable, tennis court repair & annual spring cleanup in Caton Park.
- 2009 Audit of Town Clerk, Supervisor and Justice Books and Highway Equipment-Highway Department will be 1/21/2010 (snow date of 1/28/10) @ 8 am, Clerk and Supervisor will be audited on 1/25/2010 at 4:30 pm. Supervisor Hughes to contact Justice Matusick for audit date of justice court books.

On motion of Councilman Lord, meeting adjourned at 7:40 pm

Town Clerk, Avonne M Dickerson \_\_\_\_\_

***Town of Caton***  
***Regular Monthly Town Board Meeting & Zoning Law Public Hearing***  
***February 10, 2010***

Page 1 of 3

**PRESENT** Supervisor Kate Hughes, Councilman Robert Lord, Councilwoman Beth Gridley, Councilman Morris Scott, Councilman Wayne Phenes, Highway Superintendent Ray Riesbeck, Assessors' Ann Balch & Donna Wescott, Police Officer Jim Allard, Town Clerk Avonne Dickerson and several visitors.

**PUBLIC HEARING** Public Hearing for revisions of Zoning Law brought to order at 6:00 pm with the pledge of allegiance by Supervisor Kate Hughes. Meeting opened to the public for comments or questions. Public Hearing brought to a close by Supervisor Hughes at 6:05 pm and Regular Board Meeting opened.

**APPROVAL OF MINUTES**

Town Clerk previously presented board members with January 2010 minutes. On motion of Councilman Lord seconded by Councilwoman Gridley the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to approve the minutes as written.

**TOWN OFFICIALS REPORTS for January 2010**

- Police Officer Jim Allard's report viewed and filed.
- Assessor Chairperson Marilyn Bockus' report viewed and filed. Reminder of public informational meeting on reassessment data mailers-02/24/2010, 7 pm, Caton Fire Hall.
- Supervisor Kate Hughes report as follows:  
Capital Reserve accounts; Highway-\$28,170 Office-\$6,024 Park-\$37,878 C/B-\$4,767
- Steuben County Board of Elections-NYS Board of Elections has certified the new voting machine, therefore Steuben County Board of Elections will no longer be using the lever voting machines nor are they required to have possession of them. They are offering them back to the municipalities who originally purchased them. After discussion and on motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED for the Town of Caton to keep the two lever voting machines in the Town's possession for school board elections, etc. Town Clerk to notify Steuben County within 60 days.
- NYS Unified Court System-on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to consent to the Temporary Assignment of our Justice, to preside in other towns in the Seventh Judicial District as needs arise and to approve Temporary Assignment of Justices from other towns within the Seventh Judicial District to preside in our Justice Court as needs arise for year 2010.
- Highway Superintendent Ray Riesbeck's report discussed and filed  
Hunt Engineer representative Tom Johnson-presented a preliminary design from Hunt Engineers that includes removal of current shed and a three-bay addition to existing Highway Department building. Town will look into grant options and view the highway building before accepting any design proposals and discuss at the next board meeting.  
The Town received \$4,000 from Steuben County Department of Public Works for purchase of truck box. On motion of Councilman Lord seconded by Supervisor Hughes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to transfer the \$4,000 from Account DA5130.4 into DA2665.

Proposal from Morris Scott in amount of \$4,195 for repairs and estimate cost of labor and materials to winterize the Caton Town Highway garage. As per Procurement Policy a second quote is needed before approving.

Unemployment paid in 2009 fourth quarter-\$1,582.

*Town of Caton*  
**Regular Monthly Town Board Meeting & Zoning Law Public Hearing**  
**February 10, 2010**

Page 2 of 3

**PAYMENT OF BILLS**

Board members reviewed and discussed monthly bills. On motion of Councilman Lord seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to pay the bills as presented on Abstract # 2 of 2010 in the following amount(s):

General Fund-vouchers # 0201-0226: \$14,446.81

Highway Fund-vouchers # 0201-0218: \$49,113.41

Lighting District-voucher # 002: \$108.92

**MEETING OPENED TO THE PUBLIC**

Butch Thompson, Ginnan Road-thanked Highway Department for putting gravel on the south end of the Ginnan Road.

Carol Faratella, Steuben County Legislator-discussed beneficial items for Towns'.

**OLD BUSINESS**

- Zoning Law update vote-after discussion and on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to accept amendments as presented to the Town of Caton Zoning Law and adopt such as the Town of Caton Zoning. As required, the Caton Town Board has reviewed the SEQR Full Environmental Assessment Form and as lead agency, has prepared a Negative Declaration determining that the proposed action described above will not have a significant environmental impact and that a Draft Impact Statement will not be prepared. Copy to be forwarded to Jennifer Fais at STCRPDB.

**NEW BUSINESS**

- Review of Workers' Compensation Insurance meeting-Supervisor Hughes attended a seminar at Steuben County on above, as the Town is seeking other alternatives for Workers' Compensation.
- Recognition of Highway workers safety-the Town of Caton Highway Department has a fabulous safety record with no comp claims in several years. In light of their safety record and on motion of Supervisor Hughes seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL-AYES 3 (Supervisor Hughes, Councilman Lord, Councilwoman Gridley) NAYS 2 (Councilman Phenes, Councilman Scott)-RESOLVED to give the four highway workers a stipend of \$200 each.
- Park Trash Monitor position-on motion of Councilwoman Gridley seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to create the above position that includes daily pickup of trash in the Caton Park (if required) at a yearly rate of \$300, and to appoint Robert Richards Sr to that position, pending his acceptance.
- Park mowing/trimming position-on motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to put the park mowing/trimming position out for bid requiring approximately seventeen mowing/trimmings per season (more or less as needed). Bids to be publically opened and read at the March 10, 2010 Board Meeting. The Caton Town Board reserves the right to reject all or any bids and to rebid if so desires.
- Proposed Corning Natural Gas Compressor Station @ corner of Tannery Creek and Harris Roads'-after discussion and on motion of Councilwoman Gridley seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to enter into an agreement with an engineer and attorney (at Applicant's expense) with the proper expertise to represent the Town of Caton in understanding the complexity and legalities of CNG compressor station proposal.

***Town of Caton***  
***Regular Monthly Town Board Meeting & Zoning Law Public Hearing***  
***February 10, 2010***

Page 3 of 3

Caton Town Board, Planning Board and Zoning Board of Appeals will be holding a public informational meeting with Corning Natural Gas Corp on February 11, 2010, @ 7 pm, Caton Town Hall to further discuss CNG's intentions and plans to create compressor station at this site.

**BID OPENING** for (1) used excavator-

- 1) Beck Equipment Inc, Preble NY-2000 CA; \$57,000
- 2) Vantage Equipment, Batavia NY-2006 Volvo; \$117,000 (minus \$14,000 without optional mower)
- 3) Monroe Tractor, Henrietta NY-2005 Daewoo S-180; \$76,240 (optional power train warranty @ \$1,976 & 36" trenching bucket @ \$3,852)

Town Superintendent and Highway Department to review bids before approving purchase.

On motion of Councilman Lord, the meeting adjourned at 7:55 pm.

***Clerk, Avonne M. Dickerson*** \_\_\_\_\_

# Town of Caton Regular Board Meeting

March 10, 2010

Page 1 of 2

The regular monthly meeting of the Caton Town Board brought to order with the pledge of allegiance at 6:00 pm by Supervisor Kate Hughes.

**PRESENT** Supervisor Kate Hughes, Councilwoman Beth Gridley, Councilman Robert Lord, Councilman Morris Scott, Councilman Wayne Phenes, Police Officer Jim Allard, Assessors' Marilyn Bockus, Donna Wescott and Ann Balch, Code Enforcer/Building Inspector Don Miller, County Legislator Scott VanEtten, Town Clerk Avonne Dickerson and several visitors.

**ABSENT** Highway Superintendent Ray Riesbeck, who is attending Advocacy Day in Albany.

**APPROVAL OF MINUTES** board members previously received a copy of February 2010 board meeting minutes. On motion of Councilman Lord seconded by Supervisor Hughes the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to approve February 2010 minutes with the following correction; transfer of \$4,000 received from Steuben County for sand box purchase is "from DA2665 and into DA5130.4".

**PAYMENT OF BILLS** board members viewed and discussed March monthly bills. On motion of Councilwoman Gridley seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to pay monthly bills on abstract no. 3 of 2010 as follows;

Street Lighting voucher no. 0003: \$99.84

General vouchers no. 0301-0325: \$11,471.39

Highway vouchers no. 0301-0311: \$18,239.10

**County Legislator Scott VanEtten**-gave update of proposed Steuben County road projects with a map outlining them; talked about rising cost of workers' compensation insurance.

**TOWN OFFICIALS REPORTS** for February 2010:

Highway Superintendent Ray Riesbeck's report viewed and filed.

Three contracts presented for winterizing highway garage;

1.) DeWalt Contractors-\$2,885

2.) Morris Scott Contracting-\$4,195

3.) Reynolds Construction-\$4,357

After discussion and on motion of Councilman Lord seconded by Councilwoman Gridley the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to table decision on accepting above proposal, as more information is needed concerning quotes.

\$8,406 received from Fortuna for damages to Ginnan Road-Town Board tabled transfer to research which account it was put into.

Excavator purchase-Highway Superintendent Riesbeck has recommended purchasing a used excavator from Beck Equipment Inc. After discussion and on motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to purchase (1) used excavator CAT M312 rubber tired excavator from Beck Equipment, Preble NY, at cost of \$57,000 to be paid for from contingency funds, **SUBJECT TO** the seller including a sixty-day warranty with above purchase.

Police Officer Jim Allard's report discussed with board members and is on file.

Code Enforcement Officer Donald Miller's report for January and February 2010 viewed and filed. Noted that March 25, 2010 is the regular planning board meeting and proposed compressor station application discussion to be continued.

Assessor Chairman Marilyn Bockus' report discussed and filed. Informal reviews with Brian Fitts have begun and will continue throughout the end of the month.

Supervisor Kate Hughes report as follows:

Capital Reserve: Highway-\$28,170; Office-\$6,024; Park-\$37,878; C/B-\$4,767

## **CORRESPONDENCE**

- STCRPDB Annual Conference at CCC-is scheduled for April 15, 2010. Any Town official interested in attending needs to fill out form and turn into Town Clerk a/s/a/p.



# Town of Caton Regular Board Meeting

March 10, 2010

Page 2 of 2

- Annual Caton Fire Department banquet-invitation to Caton Town Board, April 17<sup>th</sup>, 6 pm.
- Caton Community Days Committee-written request to be exempt from the town noise ordinance for Caton Days celebration scheduled for May 8, 2010, 7 am to 6 pm. On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to grant request for Caton Community Days to be exempt from noise ordinance on May 8, 2010.
- Sprague Insurance-requesting updated information for annual insurance policy renewal.
- Workers' Compensation Insurance-received notification from Steuben County Self-Insurance Plan for worker's compensation that an additional amount of \$3,708 is due for year 2010 to cover increasing medical costs, legal fees and claims. The share is being billed now, but not due until the 2011 annual apportionment is due. Board to table until Supervisor discusses with Attorney Woloson.

## OLD BUSINESS

- Road Use Agreement Consortium contract-Delta Engineers Company, Endwell NY and legal team of Whiteman, Osterman & Hanna, Sullivan County, proposal for RUA multi-town contract presented. The initial cost to join is a \$1,000 legal fee per member town and \$7,500 engineering cost. Fee basis is split into three phases; 1)establish road network data baseline, 2)local law adoption and RUA permit process, 3)when gas drilling begins the towns will enter RUA permit info into a web based management center and permits will be issued by Delta at cost of permittee. Clerk to forward proposal to Attorney Woloson and board members for review before entering into agreement.
- Bids for park mowing-
  - 1.) Wenzel Landscaping, Elmira NY-\$400 per mowing
  - 2.) Lawn Boss Lawn Care Service, Painted Post NY-\$270 per mowingTown Clerk to request references for above proposals before choosing. Town Board may also desire to rebid for park mowing.
- Workers' Compensation Insurance-by March 31, 2010 the Town of Caton needs to make a decision as to whether we are continuing with the Steuben County Workers' Comp for 2011. Received a quote of \$37,000 from Sprague Insurance NYS Workers' Compensation Alliance. After discussion, and on motion of Councilman Phenes seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to approve to resign from Steuben County Self-Insurance Workers' Compensation Plan and to join the NYS Workers' Compensation Alliance plan for year 2011 at quote price of \$37,000, CONTINGENT UPON verification that if so desires the Town of Caton can return to Steuben County Workers' Compensation without an unreasonable penalty and funding history of the NYS Compensation Alliance Company proves reasonable.
- Dog Control Officer Agreement/Kennel Lease Agreement-previously sent to DCO Linda Holmes and Jungle Critters kennel operator, Brenda Gleason for 2010 renewal. On motion of Councilwoman Gridley seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to accept both of the above agreements as presented and approved by Ms. Holmes and Ms. Gleason.
- Park trash pickup-Riff Road resident Bob Richards, park caretaker for several years, has chosen not to take appointment for trash pickup person.

## NEW BUSINESS

- Park upgrade purchases-Ed Rose is seeking to purchase hand dryers and soap dispensers for the Caton Town Park.

Councilman Lord adjourned the meeting at 8:00 pm and welcomed visitor comments.

Clerk, Avonne M. Dickerson \_\_\_\_\_

# Town of Caton Regular Board Meeting

April 14, 2010

Page 1 of 2

Supervisor Hughes brought meeting to order at 6:00 pm with the pledge of allegiance.

**PRESENT** Supervisor Kate Hughes, Councilwoman Beth Gridley, Councilman Morris Scott, Councilman Wayne Phenes, Councilman Robert Lord, Assessors' Marilyn Bockus, Donna Wescott and Ann Balch, Highway Superintendent Ray Riesbeck, Police Officer Jim Allard, Code Officer Don Miller, Town Clerk Avonne Dickerson, Southeast Steuben County Public Library representatives and approximately forty visitors.

**DISCUSSION OF SOLE APPOINTED ASSESSOR LAW** Supervisor Hughes put out a proposal to the Caton Town Board for the purpose of adopting a local law to abolish the position(s) of three-elected assessors and create a sole appointed assessor position.

Supervisor Hughes mentioned several reasons for opting to a sole appointed assessor;

- 1.) training for one person instead of three
- 2.) accountability to Town for performance of job
- 3.) continuing education is a requirement where with elected it is optional
- 4.) length of appointment is six years versus four years
- 5.) the statewide turnover rate for elected assessors is forty percent greater than for appointed assessors
- 6.) requirements and qualifications are more stringent for an appointed assessor position

Supervisor Hughes opened the meeting to the public for comments on above proposal. A lengthy discussion of pros and cons took place. On motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 3 (Hughes, Gridley, Lord) NAYS 2 (Scott, Phenes)-RESOLVED for board members to review proposed Local Law Number 1 of 2010 as presented and received, which is for the Town of Caton to abolish the office of elected assessors and establish the position of a single appointed assessor, pursuant to the authority granted under Sections 328 and 329 of the Real Property Tax Law, as amended; not subject to permissive or mandatory referendum with public hearing on April 21, 2010, 6 pm, where all interested persons will be heard.

**APPROVAL OF MINUTES** Board members previously received minutes from March 2010 board meeting. On motion of Supervisor Hughes seconded by Councilwoman Gridley the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to approve the 03/10/2010 board meeting minutes as presented.

**Southeast Steuben County Public Library** representatives Debra Joseph, Linda Swan and Pauline Emery conversed with the Town Board pertaining to the services that the Library provides to residents and also, their fiscal management policy, emphasizing cost efficiency. Currently, Town of Caton is nearing the end of a ten-year funding contract with the Library as are several other municipalities. The Library Board would like to continue future contracts with the Town of Caton and expect to negotiate later in 2010.

**PAYMENT OF BILLS** Board members reviewed monthly bills on unaudited abstracts for April 2010. On motion of Councilman Lord seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to pay monthly bills as presented on abstract no. 4 of 2010 as follows:

Lighting District SL: voucher no. 0004 - \$99.38

General Fund A: voucher no's. 0401 to 0432 - \$11,965.78

Highway Fund DA: voucher no's. 0401 to 0422 - \$105,943.39

## **TOWN OFFICERS MONTHLY REPORTS FOR MARCH 2010**

Highway Superintendent Ray Riesbeck's report discussed and filed.

Police Officer Jim Allard's report viewed and filed.

Code Enforcing Officer Donald Miller's report viewed and filed.

Assessor Marilyn Bockus' report viewed and filed.

Dog Control Officer Linda Holmes' report viewed and filed.

# Town of Caton Regular Board Meeting

April 14, 2010

Page 2 of 2

Supervisor Kate Hughes' report as follows:

Savings accounts balances-General \$710,222 & Highway \$503,587 both at 2%

Capital Reserve Funds-Highway \$28,170; Office Equip \$6,024; Park \$37,878; C/B \$4,767

## **CORRESPONDENCES**

- Steuben County Self-Insurance Plan-the County is in receipt of Town of Caton's request to opt out of the Steuben County Self-Insurance Compensation Program beginning 2011. The deadline for getting alternative quotes has been extended to June 1, 2010.
- Caton Park updates-spring cleanup day is Saturday, April 17, 2010, 9 am. Ed Rose also is looking to purchase a drinking fountain for Caton Park. Supervisor Hughes would like the Park Committee to make a choice on whichever fountain to purchase.
- Caton Days-set for May 8, 2010, starting at 10 am.
- Southern Tier Central Regional Planning & Development Board-annual Municipal Conference at CCC scheduled for Thursday, April 15, 2010 from 8:30 am to 4 pm.
- Caton Park-besides mowing/trimming duties at Caton Park there are several other daily obligations to keep the park running smoothly that need to be addressed such as; cleaning bathrooms, sweeping the pavilions, inserting reservation signs, etc. A job position and description needs to be created for this portion of park caretaking.

## **OLD BUSINESS**

- Road Use Agreement Consortium Contract-board members previously received and reviewed presented anticipated contract. After discussion and on motion of Supervisor Hughes seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to approve contract as provided by the Multi-Municipal Task Force using Delta Engineering (\$7,500) and Whiteman, Osterman & Hanna LLP Attorneys at Law (\$1,000), at a total cost of \$8,500.
- Caton Park Mowing-at Supervisor Hughes request the park mowing was put back out for bid. At last month's meeting the Town received bids from:  
Lawn Boss Lawn Care Service @ \$270/mowing and Wenzel Landscaping @ 400/mowing. We have also received a proposal from Thomas Landscaping, Town of Caton resident @ \$250/mowing. After discussion and on motion of Councilman Lord seconded by Councilman Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to accept Thomas Landscaping mowing contract.
- Caton Park tennis court repair-received a bid from Eugene Terwilliger, Lindley NY, to repair cracks in the tennis court at total cost of \$2,150. After discussion and on motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to accept the contract with Terwilliger on condition that Ed Rose talks to him about any previous work done of this type.
- Grants for septic tank installations-Councilman Lord, Code Officer Miller and Allen Engineering attended a meeting concerning septic tanks and water well installations. Also attending was an outfit named Arbor Developer that is able to get grants from the Federal Government to install water wells and septic systems for individuals that meet criteria for grant dollars. Councilman Lord to leave information with Code Officer Miller.

**MEETING OPENED TO THE PUBLIC**-subjects commented on; proposed local law, residents right to vote, natural gas drilling, road use agreements,

On motion of Councilman Lord the meeting adjourned at 8:40 pm.

***Avonne M. Dickerson, Clerk***\_\_\_\_\_

Town of Caton  
Regular Monthly Town Board Meeting  
May 12, 2010  
Page 1 of 3

Supervisor Hughes brought meeting to order with the pledge of allegiance at 6:00 pm.

**PRESENT** Supervisor Kate Hughes, Councilwoman Beth Gridley, Councilman Wayne Phenes, Councilman Robert Lord, Police Officer Jim Allard, Assessors' Marilyn Bockus, Donna Wescott and Ann Balch, Highway Superintendent Ray Riesbeck, Town Clerk Avonne Dickerson, Sprague Insurance Company representative John Kuehn and several visitors.

**ABSENT** Councilman Morris Scott

**APPROVAL OF MINUTES** Board members previously reviewed minutes from April 14, 2010 Board Meeting. On motion of Councilman Lord seconded by Supervisor Hughes the following resolution ADOPTED VOICE VOTE-AYES 4 NAYS 0-RESOLVED to approve April 2010 Minutes as presented.

John Kuehn, Sprague Insurance representative presented the annual insurance premium proposal. Tentative amount due is \$22,790.30, a slight decrease from 2010. After discussion and on motion of Supervisor Hughes seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve the proposed insurance program through NYMIR at cost listed above.

**MEETING OPENED TO THE PUBLIC**

Residents' comments were regarding; the single appointed assessor issue, other options for dust oil, vacancy in the Board of Assessment Review and complements to Highway Superintendent for recent work done.

**PAYMENT OF BILLS** Town board members reviewed monthly bills accrued in April 2010. On motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve the monthly bills on Abstract # 5 of 2010 as follows:  
Lighting District voucher #0005: \$90.17 Highway Fund vouchers #0501- #0517: \$27,152.48  
General Fund vouchers #0501- #0534: \$12,942.21

**TOWN OFFICIALS REPORTS** for April 2010 as follows:

Highway Superintendent Ray Riesbeck's report discussed/viewed/filed. Councilman Lord stated that Steuben County is apprehensive whether CHIP's money will be allocated this year and may draft a letter of concern about CHIP's money to Winner and Bacalles; Ray will also rebid winterizing project for highway department. On recommendation of Superintendent Riesbeck and on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve \$8,406.15 transfer from DA2701 and into DA5110.4. This is reimbursement from East Resources for monies expended to repair damages to Ginnan Road.

Town Police Officer Jim Allard's report viewed and filed. Officer Allard commended the Community Day Committee for an excellent job well done.

Code Officer Don Miller not present.

Dog Control Officer Linda Holmes report viewed and filed.

Assessor Marilyn Bockus' report viewed/filed; noted that gas well production in Caton dropped twenty percent, therefore reducing the value of the Town of Caton by approximately twelve percent; Grievance Day begins May 25, 2010.

Supervisor Kate Hughes report discussed as follows;

Money market balances: General - \$699,530 & Highway - \$563,133

Capital Reserve: Office - \$6,042 C/B - \$4,769 Park - \$37,878 Highway - \$28,176

Town of Caton  
Regular Monthly Town Board Meeting  
May 12, 2010  
Page 2 of 3

**CORRESPONDENCES**

Corning Public Library-Town to receive a first draft contract proposal from Corning Library for contract renewal.

**OLD BUSINESS**

- Road Use Agreement Consortium-within the next two weeks Multi Municipal Task Force will be contacting Highway Superintendent for road inventory and will start evaluating town roads; also to distribute a draft template of the Road Use Agreement to the Town.
- Park Caretaker-Town Clerk and Supervisor Hughes developed a job description for park clean-up duties. Also, received a bid from Tammy Welch, Birch Creek Road showing interest in above job. After discussion and on motion of Councilman Lord seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to appoint Tammy Welch as park caretaker for salary of \$100 per month, conditional that she accept the job with duties as listed.
- Workers' Compensation Insurance-no new information.

**NEW BUSINESS**

- Summer Board Meetings-no changes scheduled.
- Board of Assessment Review vacancy-Richard Tahirak is unable to serve his BAR appointment and is resigning. Grievance Day is less than two weeks away, therefore a replacement is needed a/s/a/p. BAR member Don Haussener talked to Thurber Road resident, Don Mortimer, who is willing to fill position for this year. Legally this is a five-year term and appointment has to be thru September 30, 2013. Don Mortimer received the required BAR training on Wednesday, May 11, 2010. After discussion and on motion of Councilwoman Gridley seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to appoint Donald Mortimer as a Board of Assessment Review member to fill the vacant five-year appointment thru September 30, 2013.
- Board of Assessment Review Secretary-due to the reassessment of the Town, the BAR is expecting a larger amount of grievances than usual and feels a secretary is needed to take and type minutes/notes/results of BAR hearings. After discussion and on motion of Councilwoman Gridley seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to hire a secretary for BAR at the cost of \$125 per day; including note taking/typing/results of individual hearings, also to attend and take notes (if required) of BAR's conclusions of hearings with reports due by estimated three days. Do to the time restraint, the Town Board will not advertise, rather will seek out an individual willing to do the job.
- Summer Youth Park Program-on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-AYES 4 NAYS 0-RESOLVED to advertise for (3) park program assistants.
- Agreement to Spend Town Highway Funds-Steuben County DPW is requiring Town of Caton to approve an Agreement to Spend Town Highway Funds. After discussion and on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED that pursuant to provisions of Section 284 of the Highway Law, the Town Board agrees that monies levied and collected for the repair and improvement of highways, and received from the State for the repair and improvements of highways, shall be expended as presented to the Caton Town Board by Town Highway Superintendent Riesbeck and as listed on the A C 984 form received from Steuben County DPW.

Town of Caton  
Regular Monthly Town Board Meeting  
May 12, 2010  
Page 3 of 3

- Fire Commissioner Bob Smith-once again is stressing to residents the importance of having visible 9-1-1 address markers on homes in the town. Also mentioned that the two grants the Fire District applied for have both been denied.
- Proposal for new copier-the Town copier in the Clerk's Office is at least ten years old and according to IKON, parts for this machine will not be available much longer. All estimated purchases of less than \$10,000 but greater than \$3,000 require a written request for a proposal (RPF) and written/fax quotes from three vendors. After board discussion and on motion of Councilwoman Gridley seconded by Supervisor Hughes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED for Town Clerk to obtain three quotes from vendors as mandatory before any purchase may be made and to require that quotes be valid for at least ninety to one hundred twenty days.
- Councilman Lord-is considering composing a third letter to NYSDOT (cc: Winner, Bacalles) for a basic thank you for recent work done on Route 225. He may also mention to them that in 2011 a major pipeline will be placed in the Town of Caton and many oversized vehicles with a tremendous amount of weight on them will be coming into the Town of Caton via State Route 225.

On motion of Councilman Lord, the meeting adjourned at 7:50 pm.

Clerk, Avonne M. Dickerson \_\_\_\_\_

# Town of Caton - Regular Board Meeting

June 9, 2010

Page 1

The regular monthly meeting of the Caton Town Board Caton brought to order with the pledge of allegiance at 6:00 pm by Supervisor Kate Hughes.

**PRESENT** Supervisor Kate Hughes, Councilman Robert Lord, Councilman Morris Scott, Councilwoman Beth Gridley, Assessors' Marilyn Bockus and Ann Balch, Highway Superintendent Ray Riesbeck, Code Enforcer Don Miller, Clerk Avonne Dickerson and visitors.

**ABSENT** Councilman Wayne Phenes

**APPROVAL OF MINUTES** board members previously received 05/12/2010 Board Meeting minutes. On motion of Councilman Lord seconded by Councilwoman Gridley the following resolution ADOPTED VOICE VOTE-AYES 4 NAYS 0-RESOLVED that the 05/12/2010 minutes be approved as written.

**PAYMENT OF BILLS** board members reviewed monthly bills on Abstract #6 of 2010. On motion of Supervisor Hughes seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to pay the monthly bills on Abstract #6 of 2010 in the following amounts:

General Fund vouchers #0601- #0634: \$34,357.52

Highway Fund vouchers #0601- #0619: \$53,136.67

Street Lighting voucher #0006: \$87.38

## **MEETING OPENED TO THE PUBLIC**

Comments consisting of; renting/not renting the Caton Fire Hall to the public, dog control, dust oil vs. salt brine on dirt roads, future of the former Caton police car.

For the record-Caton resident, Jon Perry stated that he has contacted Superintendent Riesbeck at least three times about laying dust oil on the Steamtown Road and has received no resolution.

## **TOWN OFFICIALS REPORTS** for May 2010:

Highway Superintendent Ray Riesbeck's report discussed and filed. Ray received notification that NYS CHIPS funds have been renewed for 2010 at last year's level.

Police Officer Jim Allard not present. Report viewed and filed. Supervisor Hughes to put in a request for more road patrol.

Code Officer/Building Inspector Don Miller's reports for April and May 2010 viewed and filed.

Assessor Marilyn Bockus' report discussed and filed. Supervisor Hughes applauded the Assessors', the Board of Assessment Review and recording secretary for all of the time and hard work put forth during the reassessment of the Town and Grievance Day(s). Supervisor Hughes recommended that in future years the Town hire a recording secretary for BAR.

Dog Control Officer Linda Holmes report viewed and filed.

Supervisor Hughes report as follows:

Savings balances: General-\$670,000 and Highway-\$517,133 both @ 0.2%

Capital Reserve: Highway-\$28,176 Office-\$6,042 Park-\$37,878 C/B-\$4,769

## **CORRESPONDENCE**

- Lisa Sterling, Fish Pond Road-filed a letter concerning recent loss of phone service on Fish Pond Road due to work being done by the Caton Highway Department.
- Tom Spisak, Harris Road-complaint received concerning potholes/bumps on Harris Road. For the record-Superintendent Riesbeck stated that they have since been repaired.
- Vincent Spagnoletti, Steuben County Dept of Public Works-memorandum concerning the Mobile Wok Program (residents who are on public assistance) that is available for municipalities.

# Town of Caton - Regular Board Meeting

June 9, 2010

Page 2

- Received information from Department of State Appalachian Regional Commission Area Development Program for FFY 2011 for grant awards to sustain community and economic development in this and other area counties.

## **OLD BUSINESS**

- Road Use Agreement Consortium-Delta Engineering has begun taking rankings and quality inventory of Town of Caton roads.
- Steuben County Office of the Risk Manager-on March 10, 2010 Caton Town Board voted to opt out of the Steuben County Self-Workers Compensation Alliance Plan beginning in year 2011 and to join the NYS Workers' Compensation plan for 2011 at quote of \$37,000. The County has given the Town until June 21, 2010 to reconsider their decision to opt out.

## **NEW BUSINESS**

- Library Contract-Supervisor Hughes recently met with local Supervisors' concerning upcoming negotiations with the Library Board and is considering negotiating as a municipality group. The Town managers of Erwin and City of Corning have offered to negotiate on behalf of all of the local municipalities.
- Summer Park Program-Town board members reviewed applications from the following-Caton residents: Emily Gridley, Megan McClure, Stephanie Dickerson, Mike Diederich, Elizabeth Maynard; Lindley residents: Matthew Clark, Marissa Saunders and Chemung County residents' Gail Taylor and Steve Korchynsky. After board discussion and on recommendation of Director Apryl Clary, motion by Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to appoint Gail Taylor, Michael Diederich and Elizabeth Maynard as 2010 Summer Park Program assistants; including Officer Allard to perform background checks of appointees, requesting that appointees attend a CPR or first aid class and if Director Apryl Clary approves to include possible mentoring of other applicant(s) that may be interested in working at the Park Program in the future.
- New PC for Assessors' Office-on motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve Don Haussener to spec out and purchase a new pc from Southern Tier PC for Assessors' Office, not to exceed cost of \$1,500.
- New Copier-Town Clerk Avonne Dickerson received four proposals from IKON, Xerox, Toshiba (Ricoh) and Usherwood (Cannon). After discussion, the board chose to table decision until further investigation of prices, specs and comparisons.
- Sagetown Road-Councilman Scott would like Councilman Lord to draft a letter to Steuben County regarding unsafe intersection at Sagetown (County Route 32) and Birch Creek Roads.
- Dust oil-Councilman Lord would like the Town Board to suggest to Superintendent Riesbeck that he use dust oil to help combat dust on dirt roads instead of salt brine. Superintendent Riesbeck does not plan to use dust oil this year and Supervisor Hughes recommends that an evaluation be done afterword to see how well the brine is working which is ok with Superintendent Riesbeck.

On motion of Councilman Lord, the meeting adjourned at 7:35 pm.

**Clerk, Avonne M. Dickerson**

---



# Town of Caton - Regular Board Meeting

## July 14, 2010

Page 1 of 2

The regular monthly meeting of the Caton Town Board brought to order with pledge of allegiance at 6:00 pm by acting Supervisor Robert Lord.

**PRESENT** Deputy Supervisor Robert Lord, Councilwoman Beth Gridley, Councilman Wayne Phenes, Assessors' Marilyn Bockus and Donna Wescott, Highway Superintendent Ray Riesbeck, Code Officer/Inspector Don Miller, County Legislator Carol Ferratella, Town Clerk Avonne Dickerson, and several visitors.

**ABSENT** Supervisor Katherine Hughes, Councilman Morris Scott

**APPROVAL OF MINUTES** Board members previously received June 9, 2010 Board Meeting minutes. On motion of Councilwoman Gridley seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-AYES 3 NAYS 0-RESOLVED to approve the minutes as amended.

Town Board discussed last month's resolution to perform a background check of park program employees; on motion of Deputy Supervisor Lord seconded by Councilwoman Gridley the following resolution ADOPTED VOICE VOTE-AYES 3 NAYS 0-RESOLVED to forgo background checks of park program workers for year 2010 and to consider adopting a Town Policy requiring background checks of park program employees.

**Carol Ferratella, Steuben County Legislator**-updates on Steuben County business:

In January, 2011, NYS Dept of Ag & Markets will no longer be handling dog licensing. Most likely, local Town governments will be forced to manage this, including expenses. Currently, there is a dog licensing data base provided by NYS in use and it is unknown by Town Clerks if it will still exist. Dog licensing is a NYS law and will continue to be required;

Real Property Director Donna Hatch will be retiring soon;

Pro-Act County prescription program is now including partial vision and hearing coverage.

**PAYMENT OF BILLS** Board members reviewed monthly bills on Abstract #7 of 2010. On motion of Councilman Phenes seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to pay the monthly bills on Abstract # 7 as follows:

Lighting District, voucher #0007: \$85.25

Highway Fund vouchers #0701- #0720: \$37,987.03

General Fund vouchers #0701- #0728: \$9,488.02

**TOWN OFFICIALS REPORTS** for the month of June 2010-

**Highway Superintendent** Ray Riesbeck's report discussed viewed and filed. Ray reported that the recently purchased excavator is down. After discussion and on motion of Councilman Lord seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve up to approve Highway Superintendent to acquire quotes and repair the excavator, not to exceed cost of \$17,000.

Ray has applied for the full amount of anticipated \$120,523 NYS CHIPS money and is requesting the Town Board to increase permanent improvements expenditure account DA5112.2, and likewise CHIPS revenue account DA3501 to reflect the increase in the actual amount of CHIPS money to be received. On motion of Councilman Phenes seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve the above transaction.

Ray also requested extra funds to keep the temporary highway workers going. After discussion and on motion of Councilman Lord seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to transfer \$7,000 out of A1990.4 and into DA5130.1.

**Code Enforcer** Don Miller's report viewed/filed.

# Town of Caton - Regular Board Meeting

## July 14, 2010

Page 2 of 2

Dog Control Officer Linda Holmes' report viewed/filed.

Police Officer Jim Allard's report viewed/filed.

Assessor Marilyn Bockus' report viewed and filed; noted that NYS ORPS and Department of Taxation and Finance have recently merged; also requesting to close Assessor's Office on Thursday's through the remainder of July and the month of August.

Deputy Supervisor Lord's report as follows:

Savings Balances: General \$650,773 and Highway \$517,215, both @ 0.20%

Capital Reserve: Highway-\$28,178; C/B-\$4,770; Office-\$6,052 Park-\$37,877

### **CORRESPONDENCE**

- Board members received an invite to attend the Steuben & Schuyler County Landowners Coalition informational seminars on gas drilling. Dates are July 14-East High School, July 28-Jasper High School and August 1-Campbell High School, all from 7 to 9 pm.
- Caton Park-received feedback from a few residents that they are very pleased with the cleanliness and updates in the park bathrooms.

### **OLD BUSINESS**

- Copier purchase-tabled for another month.
- CNG compressor station at Harris Road/County Route 120-project now depends on ruling of the Public Service Commission.
- Library Contract-negotiation status.
- Draft letter-for Town Board review to Vince Spagnoletti, Steuben County Dept Public Works presented by Deputy Supervisor Lord concerning the unsafe intersection of Birch Creek Road and County Route 32.

### **NEW BUSINESS**

#### **MEETING OPENED TO THE PUBLIC**

Comments consisted of sending a letter of thanks to Richard Tahirak for several years of service on the Board of Assessment Review and road conditions.

On motion of Deputy Supervisor Lord, the meeting adjourned at 7:15 pm.

Town Clerk, Avonne Dickerson \_\_\_\_\_

# Town of Caton Regular Board Meeting

August 11, 2010

Page 1 of 2

Supervisor Hughes brought the meeting to order with pledge of allegiance at 6:05 pm.

**PRESENT** Supervisor Kate Hughes, Councilmember's Robert Lord, Morris Scott; Assessors Marilyn Bockus, Ann Balch; Highway Superintendent Ray Riesbeck, Code Officer Don Miller, Corning Natural Gas Corporation (CNG) representative Russ Miller, Jamie Gensel from Hunt Engineering, County Legislator Carol Ferratella, Town Clerk Avonne Dickerson and visitors.

**ABSENT** Councilman Wayne Phenes, Councilwoman Beth Gridley (7:15 pm-Councilmen Lord excused himself for the remainder of the meeting).

**APPROVAL OF MINUTES** Board members previously reviewed minutes from July 14, 2010 board meeting. On motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED VOICE VOTE-AYES 3 NAYS 0-RESOLVED to approve minutes with corrections in wording as follows; pertaining to resolution for background checks of park program employees-to forgo background checks of park program workers for year 2010, and add-"as they were the same employees as year 2009"; also, one grammar typo in Highway Superintendent report and an incorrect date typo in correspondence section.

**PAYMENT OF BILLS** Board members reviewed monthly bills. After discussion and on motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to pay the monthly bills as presented on Abstract #8 of 2010 as follows:

General Fund vouchers #0801- #0829: total of \$15,621.81

Lighting District voucher #0008: total of \$87.11

Highway Fund vouchers #0801- #0820: total of \$69,484.57

**Maxwell Compressor Station** Russ Miller and Jamie Gensel conversed with the Caton Town Board as to how CNG will construct the proposed Compressor Station (to be located on County Route 120 & Harris Road), as identified in the NYS Public Service Commission's (PSC)- "Order Approving Transfer and Amendment of Certificate" issued and effective July 26, 2010. There are thirty-seven conditions that CNG is subject to under the PSC ruling. The complete PSC ruling may be found at the "State of New York Public Service Commission" website, Case 10-T-0019.

## **TOWN OFFICIALS REPORTS for July 2010**

**Highway Superintendent** Ray Riesbeck's report viewed, discussed and filed.

- a. Excavator status-Ray has sent the excavator to Monroe Tractor for repair at a high (may be less) quote of \$14,700.
- b. Dust control results-more rain will make brine dust control more successful. Town Board to view a town road that has had a positive brine application on it.
- c. 2010 Road Plan status-on track except for applying one coat of oil and stone on John Hill and Riff Roads.

Superintendent Riesbeck requests additional highway budget money to keep his part time workers on board for another month. On motion of Councilman Lord seconded by Councilman Scott the following resolution NOT ADOPTED ROLL CALL VOTE-AYES 2 (Lord, Scott) NAYS 1(Hughes)-RESOLVED not to approve a transfer of \$7,000 from contingency to highway.

On motion of Supervisor Hughes seconded by Councilman Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve a transfer of \$6,000 from A1990.4- being \$4,000 into DA5130.1 and \$2,000 into DA9050.8.

# Town of Caton Regular Board Meeting

## August 11, 2010

Page 2 of 2

On motion of Councilman Lord seconded by Supervisor Hughes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve the following money transfers-

<u>FROM:</u>	<u>AMOUNT:</u>	<u>TO:</u>
A7110.1	\$3,500	A7110.4
A1990.4	\$2,000	DA110.4
DA3501	\$25,523	DA5112.2
A1410.4	\$500	A1410.12

Police Officer Jim Allard's report viewed, discussed and filed.

Code Officer Don Miller's report viewed and filed. Don noted that the current owner of the old Caton School would like to change zoning status of building from commercial to residential and open a nursery school there.

Assessor Marilyn Bockus' report discussed, viewed and filed.

Dog Control Officer Linda Holme's report viewed and filed.

Supervisor Kate Hughe's report as follows:

Money Market balances: General-\$632,709 & Highway-\$515,405 both @ 0.20%

Capital Reserve: Highway-\$28,176 Office-\$6,042 Park-\$37,878 C/B-\$4,769

### **CORRESPONDENCE**

- Marcellus drilling-received a letter from Town of Barker for towns to consider joining them in urging NYS to approve the horizontal gas drilling in the state. Sample resolution included. Tabled until September.
- County Surplus auction-on motion of Supervisor Hughes seconded by Councilman Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to declare the 1997 Ford Crown Victoria police car as surplus equipment. The car along with police car equipment will be entered in the Steuben County Surplus Equipment Auction scheduled for 9/16/2010.

### **OLD BUSINESS**

- Road Use Agreement-Town Supervisor and Highway Superintendent have been notified that Delta is preparing for traffic counts as required for Phase II RUA services.
- Copier purchase-Councilwoman Gridley prepared a comparison of copier quotes. Board to review, tabled until September board meeting.
- Councilman Lord- prepared letters to: Steuben County Public Works Dept concerning pavement work and intersection improvement at Birch Creek Road and County Road 32 and a thank you letter to Rick Tahirak for twenty-three years of service on the Board of Assessment Review. Board members to sign, clerk to forward.

### **NEW BUSINESS**

- 2011 Budget-Supervisor Hughes handed out 2011 budget prep sheets to departments and would like returned by the September 8<sup>th</sup> board meeting.
- County Legislator Carol Ferratella-noted that there are several workers retiring from Steuben County positions and most of them will not be replaced.

### **MEETING OPENED TO THE PUBLIC**

- Subject(s) mainly consisted of condition of town roads.

On motion of Supervisor Hughes, meeting adjourned at 7:40 pm.

Clerk \_\_\_\_\_ Avonne M. Dickerson

# Town of Caton - Regular Board Meeting

## September 8, 2010

Page 1 of 2

Caton Town Board monthly meeting brought to order at 6:00 pm with the pledge of allegiance by Supervisor Kate Hughes.

**PRESENT** Supervisor Kate Hughes, Councilwoman Beth Gridley, Councilmen Robert Lord, Wayne Phenes and Morris Scott, Assessors' Marilyn Bockus, Donna Wescott & Ann Balch, Code Officer Don Miller, Town Clerk Avonne Dickerson and several visitors.

**APPROVAL OF MINUTES** Town Board previously received 08/11/10 board meeting minutes. On motion of Councilman Lord seconded by Councilwoman Gridley the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to approve the August 2010 board meeting minutes with typo correction as follows; DA110.4 to DA5110.4.

**PAYMENT OF BILLS** Board members viewed presented bills and on motion of Supervisor Hughes seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to pay the monthly bills as listed on Abstract 9 of 2010 as follows:

General Fund vouchers 0901-0918:	\$	4,914.18
Highway Fund vouchers 0901-0913:	\$	42,809.88
Lighting District voucher 0009:	\$	89.90

**SPEED LIMIT CHANGE REQUEST** Councilman Lord presented a petition signed by several residents that reside on the Davis Road, Town of Caton, requesting that the current speed limit of 55 mph be reduced to 40 mph. After discussion and on motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to forward the above request to Steuben County DPW as required.

**TOWN OFFICIALS REPORTS** for August 2010:

Highway Superintendent Ray Riesbeck-none submitted.

Code Officer/Building Inspector Don Miller's report presented and is on file.

Town Police Officer Jim Allard-none submitted.

Assessor Chairman Marilyn Bockus' report presented and is on file. Congratulations to Donna Wescott and Ann Balch, as they have received their NYS Assessor certifications.

Dog Control Officer Linda Holmes-none submitted.

Supervisor Kate Hughes's report viewed, filed and discussed as follows:

Savings Balances: General-\$613,280 and Highway-\$28,180 both @ 0.20%

Capital Reserve Funds: Highway-\$431,474 Office-\$6,052 Park-\$37,877 C/B-\$4,770

Supervisor Hughes announced that the sole appointed assessor vs three elected assessors proposal will not be discussed this evening.

### **CORRESPONDENCE**

- NYMIR update for board members.
- Caton Fire District resignations received from James Huff (commissioner) and Carol Huff (treasurer).
- Tobeytown Road residents emailed Supervisor Hughes about roadwork being done at intersection of Tobeytown and Crooker Hill Roads.
- Ginnan Road-notice of a black pitcher pump destroyed by Town highway equipment.
- Letter from Thomas Reed-homecare community interaction group for elderly residents.
- Letter received last month (Town of Barker) in favor of and letter received recently (Hammondsport resident) not in favor of Marcellus well drilling. At this time, Caton Town Board chooses not to take a stance on either.

# Town of Caton - Regular Board Meeting September 8, 2010

Page 2 of 2

## **OLD BUSINESS**

- Library Contract-after a lengthy discussion concerning a financial agreement renewal with the local library, and on motion of Supervisor Hughes seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL VOTE-AYES 3 (Gridley, Lord, Hughes) NAYS 2-(Phenes, Scott) to enter into proposed contract (board members previously received copy by mail) with Southeast Steuben County Library, for a three year period beginning January 1, 2011 and ending December 31, 2013 at a cost of \$7,277/year; with consent to renew the agreement as proposed for (1) successive three-year term at a cost of \$7,568/year beginning January 1, 2014 and ending December 31, 2016 unless loss of municipal revenue exceed the thresholds established in Article IV of the agreement.
- RUA update-currently doing traffic counts.
- Copier replacement-on motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to approve purchase of a new copier (preferably Toshiba or Canon model) for the Caton Town Hall at a price not to exceed \$6,000, contingent upon Town Clerk evaluation, to be paid for out of Office Capital Reserve Fund and subject to a permissive referendum.
- Compressor station-Russ Miller from CNG to get engine emissions info to Town Board.
- Unsafe intersection at County Route 32/Birch Creek Road-County Highway Superintendent Vince Spagnoletti to attend the October board meeting to discuss.

## **NEW BUSINESS**

- 2011 Budget Workshop Meetings-scheduled for 9/16/2010, 9/30/2010 and 10/14/2010, 10/21/2010 all at 6 pm, Caton Town Hall.
- Telephone Road bridge-Supervisor Hughes received notice from County Legislator Scott VanEtten suggesting that the Town talk to Steuben County DPW to evaluate condition of that bridge with possibility of removing and installing a culvert instead.

## **MEETING OPENED TO THE PUBLIC**

- Dean Hill, Tobeytown Road resident-presented a letter to Supervisor Hughes and Town Council listing concerns about recent roadwork on Tobeytown and Crooker Hill roads. Mr. Hill requested that his concerns be noted as on the record as well as emails received from John and Drew Hill.
- Concerns voiced-poor condition of Buckwheat Hollow, Harris, Browntown and Brown Hollow Roads; unsatisfactory dust control; lack of seeing police car patrolling and expecting town codes to be enforced by Code Officer.

On motion of Councilman Lord, the meeting adjourned at 7:45 pm.

**Clerk**

*Avonne M. Dickerson*

**TOWN OF CATON 2011 BUDGET WORKSHOP MEETING**  
**September 16, 2010**

First 2011 Budget Workshop Meeting brought to order at 6:05 pm by Supervisor Kate Hughes.

PRESENT Supervisor Kate Hughes, Councilman Wayne Phenes, Councilman Robert Lord, Councilwoman Beth Gridley, Highway Superintendent Ray Riesbeck, Assessors' Marilyn Bockus, Donna Wescott, Ann Balch and Town Clerk Avonne Dickerson.

ABSENT Councilman Morris Scott

Board members received August 2010 Dog Control and Highway Superintendent reports.

Supervisor Hughes presented 2011 General Fund budget worksheets to board members. Budget amounts were discussed per fund.

Next 2011 Budget Workshop Meeting is scheduled for September 30, 2010, 6 pm at the Caton Town Hall. The Highway budget and any other budget items may be discussed at that meeting.

On motion of Councilman Lord, the budget workshop meeting adjourned at 8:20 pm.

Clerk, Avonne M. Dickerson \_\_\_\_\_

# Town of Caton - Regular Board Meeting

## October 13, 2010

Page 1 of 2

October 13, 2010 meeting of the Caton Town Board brought to order with the pledge of allegiance at 6:00 pm by Supervisor Katherine Hughes.

**PRESENT** Supervisor Hughes, Councilwoman Beth Gridley, Councilman Robert Lord, Councilman Morris Scott, Code Officer Don Miller, Assessors' Marilyn Bockus & Ann Balch, Steuben County Legislator Carol Ferratella, Town Clerk Avonne Dickerson and visitors.

**ABSENT** Councilman Wayne Phenes

**APPROVAL OF MINUTES** Board members previously received 09/08/2010 Board Meeting minutes. On motion of Councilman Lord seconded by Supervisor Hughes the following resolution ADOPTED VOICE VOTE-AYES 4 NAYS 0-RESOLVED to approve minutes as presented.

**PAYMENT OF BILLS** Board members reviewed the October 2010 abstract for outstanding bills. On motion of Councilwoman Gridley seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to pay the monthly bills as presented on Abstract 10 of 2010-

General Fund vouchers 1001-1030: \$11,797.63

Street Lighting voucher 0010: \$94.30

Highway Fund vouchers 1001-1015: \$73,805.53

### **TOWN OFFICIALS REPORTS FOR SEPTEMBER 2010**

Highway Superintendent Ray Riesbeck's-viewed/filed. Councilman Lord had several items of discussion for Ray, whom was not in attendance. For the record and pertaining to Delta Engineering-meeting with Delta, which twenty town road miles to be served, which roads chosen to put counters on and were road survey results received from Delta; could the highway department look into getting the NYS Correction Units to do brush cutting; any word on NYDOT inspection of Telephone Road Bridge.

Police Officer Jim Allard-none received. Supervisor Hughes stated that on 9/13/2010 Jim Allard submitted his resignation as police officer to her and as of 10/31/2010 will be resigned of Police Officer position. Applications received for replacement will be reviewed by Supervisor Hughes.

Dog Control Officer Linda Holmes-none received.

Code Officer/Building Inspector Don Miller-discussed/filed.

Assessor Marilyn Bockus'-discussed/filed.

Supervisor Kate Hughes'-discussed/filed as follows:

Savings Balances: General-\$613,000 and Highway-\$430,000 both @ 0.02%

Capital Reserve Funds: Highway-\$28,176; Office-\$6,042; Park-\$37,878; Comm. Beau.-\$4,769

### **CORRESPONDENCES**

- Steuben County DPW Superintendent Spagnoletti-pertaining to County Route 32 (Sagetown Road section), patching of pavement will continue; after reviewing intersection of Birch Creek Road and Sagetown Road Mr. Spagnoletti feels that this intersection does need to be changed to achieve a better line of site, however it will not happen this year.
- Delta Engineering-done with road survey and rating and are currently entering in data.
- Empire Pipeline update-anticipate beginning construction in March of 2011. Online website is [www.nationalfuelgas.com](http://www.nationalfuelgas.com).
- ORPTS-information on the New State Aid program for Cyclical Reassessments.

### **OLD BUSINESS**

- Photocopier-Clerk to receive a Canon copier on 10/15/10 from Usherwood Co for a trial period.
- Compressor Station update-construction is moving forward.



# Town of Caton - Regular Board Meeting

## October 13, 2010

Page 2 of 2

- Police car @ auction-no information on what the old police sold for.

### **NEW BUSINESS**

- Justice Court Assistant Program-on motion of Supervisor Hughes seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to allow the Town of Caton Justice Court to participate in the Justice Court Assistant Program for year 2011.
- Gravel pit-received application from Paul Barron to resume operation of a gravel mine known as the Mustafa Pit located just east of the intersection of West Caton and County Route 40A Roads. The application must go before the Caton Planning Board with a public hearing and meeting. After Board discussion and on motion of Supervisor Hughes seconded by Councilwoman Gridley the following resolution adopted ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to forward the following recommendations to the Planning Board before taking action on such application; to include STCRPDB to insure that the Town of Caton Master Plan and Zoning Law is followed; also, to insist that the Road Use Agreement is followed and reasonable hours of operation need to be taken in consideration.
- 2011 Budget Workshop Meetings-Thursday, October 14 and 21, 2010, 6 pm, Caton Town Hall.

### **MEETING OPEN TO THE PUBLIC**

- Fire Commissioner Bob Smith-both fire trucks have been sold. Also, a mandatory referendum to create a Capital Reserve Fund to be known as Apparatus Reserve Fund for future purchase of equipment. Public vote scheduled for 10/26/10, 6 pm to 9 pm at the Caton Fire Hall.
- Residents comments included-dissatisfaction in condition of Buckwheat Hollow, Tobeytown and Davis Roads and would like answers from the Town Board as to when these roads will be worked on. Supervisor Hughes suggests that any questions for the Highway Superintendent be put in writing and forward to the Town Hall; NYS Retirement Law, permissive referendum guidelines, and much needed update of wooden "Welcome to Caton" signs.

On motion of Councilman Lord, the meeting adjourned at 7:05 pm.

***Clerk, Avonne M. Dickerson*** \_\_\_\_\_

**Town of Caton**  
**2011 Budget Public Hearing**  
**Regular Monthly Board Meeting**  
**November 10, 2010**

Page 1 of 3

Town of Caton 2011 Budget Public Hearing brought to order at 6:00 pm with pledge of allegiance by Supervisor Kate Hughes.

**PRESENT** Supervisor Kate Hughes, Councilwoman Beth Gridley, Councilman Morris Scott, Councilman Robert Lord, Councilman Wayne Phenes, Highway Superintendent Ray Riesbeck, Assessor Marilyn Bockus, Code Officer Don Miller, County Legislator Carol Ferratella, Town Clerk Avonne Dickerson and several visitors.

**PUBLIC HEARING for PRELIMINARY 2011 BUDGET**

Supervisor Hughes discussed details of the Preliminary 2011 Budget. Highlights include- General fund spending of \$324,640 and Highway fund spending of \$692,400; 0% increase in Town's portion of tax rate; \$250,000 into existing (HA) Highway Fund Capital Reserve Equipment Account for future highway equipment purchases; \$50,000 will be placed into a newly created general fund account known as a capital reserve real estate renovation or purchase account for expenditures pertaining only to upkeep of existing Town buildings and/or new construction of any Town building.

Hearing opened for public comment:

Ed Rose, Birch Creek Road-pleased to see reserve accounts created and funded.

Bob Smith, Tannery Creek Road-inquired as to what procedure the Town uses to establish a reserve account.

Tim Scott, Hamilton Road-questioned what the actual proposed tax rates are.

Dana Crowl, Coleman Road-asked why proposed budgeted NYS Retirement amount is increasing as in comparison to 2010.

At 6:15 pm and on motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to close the 2011 Budget Public Hearing and enter into the Regular Monthly Board Meeting.

**APPROVAL OF MINUTES** minutes from 10/13/2010 Town Board Meeting previously viewed. On motion of Supervisor Hughes seconded by Councilwoman Gridley the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to approve the minutes as presented with the following typo error noted in Highway Report section-line 3, correcting "served" to "surveyed".

**PAYMENT OF BILLS** Town Board reviewed existing bills. On motion of Councilman Lord seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to pay the monthly bills as presented on Abstract # 011 of 2010 in the following amounts:

General Fund-vouchers #1101-1125: \$7,767.78

Highway Fund-vouchers #1101-1120: \$23,106.92

Lighting District-voucher #0011: \$100.65

**TOWN OFFICIALS REPORTS** for October 2010 as follows:

Highway Superintendent Ray Riesbeck's report viewed and filed. Ray requests the Town Board to approve budget transfers as presented. After discussion and on motion of Councilman Lord seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to approve a transfer of \$14,938.74 into account DA5130.2, out of Highway Capital Reserve Fund for purchase of (1) replacement engine for a CAT M-312 excavator, subject to a permissive referendum; and to approve other transfers as listed:



**Town of Caton**  
**2011 Budget Public Hearing**  
**Regular Monthly Board Meeting**  
**November 10, 2010**

Page 3 of 3

No expenditure shall be made from this Reserve Fund without approval of the Caton Town Board and without such additional actions or proceedings as may be required by section 6-c {6-g} of the General Municipal Law, including a permissive referendum if required by subdivision 4 of section 6-c {6-g}.

- Workers Comp Replacement-Board members discussed cost of workers' comp insurance for 2011. NYMIR co-op proposed an approximate cost of \$37,000 per year for the Town-  
*"A MOTION was made by Councilwoman Bethany Gridley and seconded by Councilman Robert Lord to adopt the following resolution (ROLL CALL VOTE-AYES 5 NAYS 0):*

*"RESOLVED, that the Town of Caton hereby elects, pursuant to Subdivision 3-a of Section 50 of the Workers' Compensation Law, to become a self-insurer as to Workers' Compensation claims against this Municipality; and be it further*

*"RESOLVED, that pursuant to Section 50 Subdivision 3-a of said Workers' Compensation Law, notice of such election shall be filed forwith the Chairman of the Workers' Compensation Board, Self-Insurance Section; and be it further*

*"RESOLVED, that this election shall become effective on January 1, 2011.*

*"MOTION carried".*

- Health Insurance-Supervisor Hughes recently talked to Sprague and BC/BS Insurance Company's concerning purchasing health insurance for Highway Superintendent. The Town has designated \$10,000 in the 2011 budget to offer coverage with the intent that if the individual opts for a higher package he would make up the cost difference.

**NEW BUSINESS**

- Corning Public Library-Supervisor Hughes met with the library about coming to Caton to provide services to us. Beginning in January 2011, the library would like to come up once or twice a week and hold computer classes here at the Town Hall to teach internet, word processing, spread sheet, etc.
- 2010 Year-end Meeting-scheduled for December 30, 2010, 6 pm, Caton Town Hall.
- Proposed Dog Control and Licensing Law-beginning January 1, 2011, NYS Department of Agriculture & Markets will no longer be in the dog licensing business. Therefore, each municipality will be solely responsible for dog licensing pursuant to NYS Ag & Markets Law, Article 7. On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to introduce the proposed "Dog Control and License Law", with said public hearing scheduled for December 8, 2010, 6 pm. Fees for dog licensing will be at Town Board discretion.

**VISITORS SECTION** Comments consisted of; pros and cons of having a police department, mandated NYS programs at the County level, reimbursement per parcel from NYS for keeping equalization rate at 100% and town roads that are not up to sustaining heavy vehicles.

On motion of Councilman Lord, the meeting adjourned at 7:45 pm.

**Clerk, Avonne M. Dickerson**

---

***Town of Caton-December 8, 2010***  
***Dog Control and Licensing Law Public Hearing***  
***Regular Monthly Board Meeting***  
*Page 1 of 3*

**PRESENT** Supervisor Katherine Hughes, Councilman Robert Lord, Councilwoman Beth Gridley, Councilman Morris Scott, Assessors' Marilyn Bockus & Ann Balch, Highway Superintendent Ray Riesbeck, County Legislator Carol Ferratella, Town Clerk Avonne Dickerson and several visitors.

**ABSENT** Councilman Wayne Phenes

Supervisor Hughes called Dog Control and Licensing Law Public Hearing to order at 6 pm with the pledge of allegiance.

As of January 1, 2011, NYS Department of Agriculture & Markets will no longer be involved with dog licensing, however, licensing of dogs in NYS will continue to be State mandated and will now be completely done at local level. In order to carry out dog licensing, each municipality must adopt a local law giving them that legal right.

**PUBLIC COMMENT**

Ann Balch, McCarthy Road-inquired if the NYS surcharge is included in proposed licensing fee.

Michelle Fitzsimmons, Telephone Road-feels that thirty days is too long to be exempt from licensing for a non-resident harboring a dog in the Town of Caton.

Councilman Robert Lord, Sloan Road-feels impoundment fees should be set at an exact dollar amount.

At 6:10 pm and on motion of Supervisor Hughes seconded by Councilwoman Gridley the following resolution ADOPTED VOICE VOTE-AYES 4 NAYS 0-RESOLVED to close the public hearing and enter into the regular monthly board meeting.

**Corning Natural Gas Corporation, Russell Miller**-update on the compressor station at Harris Road/County Route 120; NYSPSC has been at the site and found no environmental issues with progress of station and testing will tentatively begin around late January, early February. Also, the noise level at the CNG metering station located in Pennsylvania on the Stateline Road is high due to the large flow of gas. There is lack of insulation on the piping and the regulators are too small. Both of these items will be taken care of by Talisman and Corning Natural Gas Corporation. Estimation of completion of this work is summer 2011.

**APPROVAL OF MINUTES** Board members previously reviewed minutes from the 11/10/10 Board Meeting. On motion of Councilman Lord seconded by Councilman Scott the following resolution ADOPTED VOICE VOTE-AYES 4 NAYS 0-RESOLVED to approve minutes as presented.

**PAYMENT OF BILLS** Board members reviewed and discussed monthly bills. On motion of Councilman Lord seconded by Councilwoman Gridley the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to pay the monthly bills as listed on Abstract #12 of 2010 in the following amounts-

General Fund- vouchers #1201-1224: \$21,420.06

Highway Fund-vouchers #1201-1215: \$42,403.74

Lighting District-voucher #0012: \$106.79

**TOWN OFFICIALS REPORTS** for November 2010 as follows:

Highway Superintendent Ray Riesbeck's report discussed and filed.

Code Enforcer Don Miller's report for November viewed and filed.

Assessor Marilyn Bockus' report viewed and filed.

Dog Control Officer Linda Holmes report for September and October viewed and filed.

Supervisor Hughes' report as follows-

Saving Balances: General \$507,324 and Highway \$190,430, both at 0.20%.

Capital Reserve: Highway-\$28,184; Office-\$6,063; Park-\$37,878; C/B-\$4,771.

***Town of Caton-December 8, 2010***  
***Dog Control and Licensing Law Public Hearing***  
***Regular Monthly Board Meeting***  
*Page 2 of 3*

**BUDGET TRANSFERS**-On motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve the following transfers:

<u>FROM</u>	<u>AMOUNT</u>	<u>INTO</u>
DA5142.4	\$7,072	DA5110.4
DA5142.4	\$4,181.33	DA5130.4
DA5142.4	\$426.12	DA5142.41
DA5142.4	\$382.54	DA5142.42
A1990.4	\$500	A1340.4
A1990.4	\$550	A1355.2
A1990.4	\$6,000	A1355.4
A1990.4	\$440	A1430.4
A1990.4	\$3,000	A1620.4
A1990.4	\$1,100	A3620.4
HB-2	\$3,600	A7110.4
A1990.4	\$7,000	A8020.4
A1990.4	\$600	A9050.8
A1990.4	\$7,500	A9010.8

**CORRESPONDENCES**

- FOIL (Freedom of Information Law) request-Supervisor Hughes received (and replied to) a FOIL request from a resident pertaining to the NYS Pension Fund and the Town of Caton's responsibility to make payment to the fund as required by law. Relating to any FOIL request; if the entity holds information being requested, the public is entitled to it. If the information requested is not held by the foiled entity, the person requesting the information would need to go to the organization that holds that information.
- Waiver of conflict of interest-after discussion with Attorney Woloson, and on recommendation of, Supervisor Hughes approved and accepted a conflict of interest waiver regarding Whiteman Osterman & Hanna LLP Law Firm's interest in the Empire Pipeline construction and National Fuel Gas Supply Company (Road Use Agreement).
- County of Steuben Drug and Alcohol Testing Program-Supervisor Hughes signed and approved a contract with the County of Steuben for the County to consent to add the Town of Caton to its agreement for controlled substance and alcohol use testing.

**OLD BUSINESS**

- Dog Control and Licensing Law-on motion of Councilman Lord seconded by Supervisor Hughes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve the Dog Control and Licensing Law of the Town of Caton, as presented with changes as reviewed at said Public Hearing, to be known as Local Law #1 of 2010, subject to filing and approval by NYS, effective January 1, 2011.
- Dog licensing, impoundment and violation fees-according to the NYS Ag & Markets Law; an unaltered dog license fee must be at least \$5 more than an altered dog. Also, NYS must receive at least \$1 for each altered dog and at least \$3 for each unaltered dog licensed (to be included with local fee) to assist in funding the APCP (Animal Population Control Program). After board discussion and on motion of Councilwoman Gridley seconded by Councilman Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to set the dog licensing fees as attached, effective January 1, 2011. (see attachment)
- Health insurance review-currently available for full time employees.
- Year-end Meeting-scheduled for December 30, 2010 @ 6 pm.

***Town of Caton-December 8, 2010***  
***Dog Control and Licensing Law Public Hearing***  
***Regular Monthly Board Meeting***  
*Page 3 of 3*

**NEW BUSINESS**

- Credit card machine-Town Clerk has been speaking with Dennis Cashion, owner of "Government Payment Processing Company", an outfit that allows government entities to accept credit cards in over the counter transactions at no cost to the entity. After discussion and on motion of Supervisor Hughes seconded by Councilman Lord the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve the Town Clerk to move forward with credit card machine installation.
- Zoning Update Committee meeting-scheduled for January 27, 2011 @ 6 pm.

**MEETING OPENED TO THE PUBLIC**

- Visitors comments consisted of-junk cars on Browntown Road and junk and debris at a residence that is edging out into the road on Hittown Road; mandated NYS programs account for ninety percent of Steuben County level of property taxes statewide; 2011 County tax rate is \$8.76/\$1,000 of assessed value; concern of town roads when Empire Pipeline comes through in March 2011 and when well drilling begins between Buckwheat Hollow Road and East Lawrence Road in Pennsylvania; possibility of posting speed or weight limits on Town roads that are being used by heavy vehicles for gas drilling in Pennsylvania.

On motion of Councilman Lord, the meeting adjourned at 7:30 pm.

**Avonne M Dickerson, Clerk**

---

FEEES FOR NEW DOG LAW #1 of 2010-adopted on December 8, 2010  
(Fees subject to change by Town Board Resolution)

As per NYS Ag & Market Law;

UNALTERED DOG MUST BE AT LEAST \$5 MORE THAN SPAYED/NEUTERED DOG

NYS ANIMAL POPULATION CONTROL PROGRAM (APCP)-INCLUDE AT LEAST \$1 FEE FOR SPAYED/NEUTERED, AT LEAST \$3 FEE FOR UNALTERED-also applies to each dog listed on a purebred license-TO BE FORWARDED TO NYS

	<u>Adopted</u>	<u>Total</u>
<u>Spayed/Neutered</u>	<u>\$8.50</u>	<u>\$8.50 (Inc \$1 for NYS)</u>
<u>Unaltered</u>	<u>\$15.50</u>	<u>\$15.50 (Inc \$3 for NYS)</u>
<u>Dog Enumeration</u>	<u>\$3.00 (for each unlicensed dog found during enumeration)</u>	
<u>Replacement tag</u>	<u>\$3.00</u>	
<u>Purebred</u>		
a. 1 to 10 dogs	<u>\$25.00</u>	<u>plus \$1 for each altered &amp; \$3 for each unaltered dog for NYS</u>
b. 11 to 25 dogs	<u>\$50.00</u>	<u>plus \$1 for each altered &amp; \$3 for each unaltered dog for NYS</u>
c. 26 dogs & up	<u>\$75.00</u>	<u>plus \$1 for each altered &amp; \$3 for each unaltered dog for NYS</u>

Impoundment fees

- a. first of any dog owned by that person \$10
- b. second of any dog owned by that person \$20
- c. third or subsequent of any dog owned by that person \$30
- d. each twenty-four hour period or part thereof \$3

Violation fees

- a. for first violation \$25
- b. for second violation \$75
- c. subsequent violation \$125

(Fees are subject to change by Caton Town Board resolution)