

Town of Caton  
2012 Organizational Meeting/Regular Monthly Town Board Meeting  
January 11, 2012

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Supervisor Kate Hughes brought the Town of Caton 2012 Organizational Meeting to order at 6 pm with the pledge of allegiance.

**PRESENT** Supervisor Kate Hughes, Councilman Wayne Phenes, Councilman Morris Scott, Councilman Timothy Scott, Councilman Daniel Stuart, Highway Superintendent Robert Rutter, Assessors' Marilyn Bockus and Ann Balch, Town Clerk Avonne Dickerson, visitors.

**2012 ORGANIZATION**

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to make the following

**appointments and reappointments for Year 2012:**

Deputy Town Supervisor-Wayne Phenes	Additional Health Officer-Donald Miller
Dog Control Officer-Linda Holmes	Bookkeeper-Joanne Randall
Code Officer-Donald Miller	Town Health Officer-Dr. Mark Mauer
Deputy Code Officer-Douglas Wicks	Account Clerk PT-Donald Haussener
Town Historian-Avonne Dickerson	Alternate Plan Board-Priscilla Rial
Town Registrar-Avonne Dickerson	Town Hall Handyman-Eugene Dickerson
Park Caretaker-Tammy Welch	Park Handyman-Eugene Dickerson
Custodian-Avonne Dickerson	Justice Court Clerk-Carol Matusick
Planning/Zoning/ Zoning Update Secretary-Ann Balch	

On motion of Supervisor Hughes seconded by Councilman M Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 4 (K Hughes, M Scott, W Phenes, T Scott) NAYS 1 (D Stuart)-RESOLVED to make the following **appointment for Year 2012:**

Attorney for Town-Kent Woloson

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to make the following

**appointments for Year 2012:**

Michael Smith-Police/Constable  
Park Program Director-Apryl Clary

On motion of Councilman T Scott seconded by Councilman Stuart the following resolution ADOPTED ROLL CALL VOTE-AYES 4 (M Scott, T Scott, W Phenes, D Stuart) NAYS 1 (K Hughes)-RESOLVED to make the following **appointment for Year 2012:**

Assessor Chairperson-Ann Balch

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to make the following

**appointments for Year 2012:**

Planning Board unexpired term year of 2012-Ed Rial (replacing Morris Gridley)  
Planning Board unexpired term year of 2015-Bob Lord (replacing Terri Divens-Bruffey)

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to make the following

**reappointment for Year 2012:**

Zoning Board of Appeals- Roger Dickerman term expiring 2016

On motion of Supervisor Hughes seconded by Councilman M Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to make the following

**appointment for Year 2012:**

ZBA unexpired term year of 2015-Olan Rose (replacing Doug Crooker)

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to make the following

**reappointment for Year 2012:**

Ethics Board-Ross Perry term expiring 2014

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On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to accept **resignation of Ann Balch as Planning/ZBA/Zoning Update Committee Secretary and to appoint Marilyn Bockus as Clerk of the Planning Board/ZBA/Zoning Update Committee.**

On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to make the **following reappointment for Year 2012:**

Ronald Kasper II-Deputy Highway Superintendent

**TEMPORARY ASSIGNMENT of JUDGES** On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to consent to the temporary assignment of Justice Matusick to preside in other town/village courts in the Seventh Judicial District as needs arise during year 2012, and to approve the temporary assignment of judges from other town/village courts in the Seventh Judicial District to the Town of Caton Court as needs may arise during year 2012.

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to make the following **approvals for Year 2012:**

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

On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to **approve the following money rates for Year 2012:**

Zoning/Planning Board Clerk-\$35.00 per meeting	Petty cash on hand-\$100
Deputy Clerk-\$9.20/hour	Petty cash tax collection-\$100
Bookkeeper-\$12.75/hour	
Part-time Account Clerk-\$10.25/hour	
Town Hall Custodian-\$8.70/hour	
Deputy Highway Superintendent-\$1,000/year	
Deputy Town Supervisor-\$1,350/year	
Part-time Highway Worker (with CDL)-\$10.70/hour	
Part-time Highway Worker-\$8.70/hour	
Part-time Park/Town Hall Handyman-\$8.70/hour	
Mileage-general-\$.55/mile (contingent upon Federal mileage rate)	
Mileage-assessor-\$.59/mile	
Zoning Law Book-\$8.00	
Subdivision Law Book-\$5.00	
Personal copies-\$.20 each	
Town document copies-\$.10 each	
Fax-\$.50 local and \$2.00 long distance	

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to authorize prepayment for postage, insurance, utilities, schools and other necessary expenses.

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to authorize the Deputy Town Supervisor to conduct business in absence of Supervisor.

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On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to authorize Deputy Town Supervisor to sign checks and do banking at request of Town Supervisor.

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to **approve the following Building Permit Fees for Year 2012 (with update of a zero fee for all ag buildings):**

Building Permit	\$20 plus \$2 for every 100 square feet of structure being constructed, altered, improved and includes-single & doublewide mobile homes-(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	No charge-permit required (used for livestock/farming)
Demolition/Removal of 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)

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to approve the following fees for **dog licensing and control for Year 2012:**

Spayed/neutered dog	\$8.50 (Inc \$1 for NYS)
Unaltered dog	\$15.50 (Inc \$3 for NYS)
Dog Enumeration	\$3 (for each unlicensed dog found during enumeration)
Replacement tag	\$3
Purebred	\$25 (plus \$3/dog for NYS)-1 to 10 dogs \$50 (plus \$3/dog for NYS)-11 to 25 dogs \$75 (plus \$3/dog for NYS)-26 dogs or more
Impoundment fees	\$10-first of any dog owned by that person \$20-second of any dog owned by that person \$30-third or more of any dog owned by that person
Violation fees	\$3-each twenty-four hour period or part thereof \$25-first violation \$75-second violation \$125-subsequent violation

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 4 (K Hughes, M Scott, T Scott, W Phenex) ABSTAINED 1(D Stuart)-RESOLVED to make the following **appointment to the Zoning Update Committee for Year 2012:**

Daniel Stuart

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On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to make the following

**reappointments and appointments to the Zoning Update Committee for Year 2012:**

Curtis Cowles	Marilyn Bockus	Christine VanWoert
Robert Lord	Daniel Jenkins	Wayne Phenes
Don MacNaughton	Ed Rial	Roger Grigsby

**PROCUREMENT POLICY** On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to approve the Procurement Policy for year 2012 as presented with a slight wording correction (copy attached).

**FISCAL MANAGEMENT POLICY** On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to approve the Fiscal Management Policy for year 2012 as presented (copy attached).

**At 7:15 pm Supervisor Hughes closed the 2012 Re-Org Meeting portion  
of the Regular Monthly Board Meeting**

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**At 7:15 pm Supervisor Hughes opened the Regular Monthly Town Board Meeting**

**MINUTES** On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to approve minutes from the December 28, 2011 Year-end Town Board Meeting.

**PAYMENT of BILLS** monthly bills presented on Abstract #001 of 2012 in the following amounts:

General Fund-vouchers #0101-0124: \$44,900.84      Lighting District-voucher #0001: \$108.91  
Highway Fund-vouchers #0101-0109: \$26,328.07

**TOWN OFFICIALS REPORTS** for December 2011 as follows:

Highway Superintendent Robert Rutter's report viewed/filed. Bob is preparing paperwork for the Town to use Camp Monterey's Correction Facility inmates for summer work. Also, mentioned purchasing new ceiling fans and a roller for roads. Supervisor Hughes advised to get quotes.

Assessors' Office report viewed/filed.

Police/Constable Mike Smith's report viewed/filed.

Code Officer Don Miller's report viewed/filed.

Supervisor Kate Hughes report as follows:

Highway Capital Reserve - \$76,898	Park Capital Reserve - \$38,878
Office Capital Reserve - \$2,801	Community Beautification - \$4,776
Building Fund Capital Reserve - \$48,500	CD Balances: General - \$400,867

**CORRESPONDENCES**

- NYMIR liability rates are expected to be less in 2012.
- NYSDOT Bob Lord prepared two letters for Supervisor Hughes to sign and forward to NYSDOT and the Meads Creek Road shop to thank them for 2011 summer patch work and for future resurfacing of State Route 225.
- Corning Natural Gas compressor station assessment. On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to accept the proposal from Harris-Beech, CPP School District's Attorneys' at Law, to represent us in the case in CNG vs. the Assessor of the Town of Caton, Index No: 2011-1032CV
- Allen Engineering now conjoined with LaBella Associates and will continue to offer NYS DOH preapproved septic designs to residents at a reasonable cost.

**OLD BUSINESS**

- Proposed Hamlet review-table until the February Town Board meeting.

**NEW BUSINESS**

- Internal audit for year 2011 Justice Court books-January 18, 2012 @ 5 pm, Town Clerk and Supervisor books-January 25, 2012 @ 4 pm and Highway shop inventory on January 19, 2012 @ 9 am. All meetings open to the public.
- County Highway Shop located on the Marsh Road is now condemned. There will be one truck using the sand shed through the winter and County Highway Superintendent Spagnoletti will see how things go. Also, the County may be turning the building over to the Town of Caton.
- Violence in Workplace mandatory training for every employee. Supervisor Hughes to set up a time and place for employees.
- Board of Elections clarification-certification of the November 2011 town election has been received from the County as required by law. Supervisor Hughes stated that she conversed with a NYS Associations of Towns Counsel and was advised that no town board has the right to revoke or give voting rights to anyone and that residency is not a matter of decision for the Town Board but is decided by the Board of Elections.

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- Councilman Stuart-would like the Town of Caton to adopt the same rules for freedom of information that apply to state agencies, consisting of an index of records and availability on line. Supervisor Hughes appointed Councilman Stuart to head up the committee to begin collecting the records.

**MEETING opened to the PUBLIC**

- Comments consisted of welcoming new board members, voters' constitutional right to vote on certain issues, non-working emergency lighting at the town hall and lack of 911 location numbers on Caton residences.

On motion of Councilman Phenes, meeting adjourned at 8:50 pm

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

***Town of Caton***  
***Regular Monthly Town Board Meeting***  
***February 8, 2012***

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At 6 pm Supervisor Hughes brought the meeting to order with the pledge of allegiance.

PRESENT Supervisor Kate Hughes, Councilman Wayne Phenes, Councilman Timothy Scott, Councilman Daniel Stuart, Assessors' Ann Balch & Donna Wescott, Town Clerk Avonne Dickerson and visitors.

ABSENT Councilman Morris Scott

Meeting Procedures-Supervisor Hughes began with a review of procedures to run town meetings.

APPROVAL OF MINUTES

On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-AYES 3 (Hughes, T Scott, Phenes) ABSTAINED 1(Stuart)-RESOLVED to approve the minutes from the January 11, 2012 Town Board Meeting as written.

PAYMENT OF BILLS

January 2012 bills-on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve payment of bills presented on Abstract # 1 of 2012 in the following amount(s):

General Fund-vouchers #0101-0124: \$44,900.84

Highway Fund-vouchers #0101-0109: \$26,328.07

Street Lighting-voucher #0001-\$108.91

February 2012 bills-on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve payment of bills as presented on Abstract # 2 of 2012 in the following amount(s):

General Fund-vouchers # 0201-0229: \$37,388.59

Highway Fund-vouchers # 0201-0215: \$25,637.65

Lighting District-voucher # 002: \$105.79

Community Day Committee update-Chairperson Debbie VanEtten gave a progress report to the board. Caton Community Days is scheduled for May 12, 2012, from 10 am to 3 pm and a fund-raiser spaghetti supper is scheduled for March 24, 2012, from 5 to 7 pm at the Caton United Methodist Church. Scholarship applications are available at the Town Clerk's Office.

TOWN OFFICIALS REPORTS for January 2012

Highway Superintendent Robert Rutter's report viewed and filed.

Code Officer Don Miller's report viewed and filed.

Police Officer Mike Smith's report viewed and filed.

Assessor Chairperson Ann Balch's report viewed and filed. Supervisor Hughes requests that Ann provide a time sheet for hours working as chairperson.

Supervisor Kate Hughes report viewed and filed as follows:

CD balances; General-\$400,719

Capital Reserve accounts; Highway-\$76,901 Office-\$2,790 Park-\$38,877 C/B-\$4,776

Buildings-\$48,500

CORRESPONDENCES

- Thank you received from Bob Lord for retirement event held after the Year-end meeting.
- Year 2011 internal audits completed by Town Board
- Library Board of Trustees-developing a new 5-year strategic plan.

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- Southern Tier Central Regional Planning Development Board-Town of Caton agrees to cooperate with the Planning and Development Board to apply for a New York Achieves shared services grant that would benefit all of the municipalities in the Southern Tier Central Region.
- Steuben County Office of Risk Manager-on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to renew the existing agreement with the County of Steuben Office of Risk Manager for the same term as last year for management of our existing workers compensation claim.

**OLD BUSINESS**

- Hamlet designation-after a lengthy discussion and on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 (Hughes, T Scott, Phenes) NAYS 1-(Stuart) to set a public hearing date of March 14, 2012, at 6 pm for consideration of designating Caton Center as a hamlet.

**NEW BUSINESS**

- Workplace Violence training-is required by all paid employees. Supervisor Hughes to look into a place and time convenient for all.

**MEETING OPENED TO THE PUBLIC** visitors' comments consisted of; previous hamlet discussion, department head reports being available to the public, in favor of Town adopting same rules that apply to NYS FOIL, pros and cons in receiving grant monies, log of highway machine maintenance, designation of highway fund expenditures, concern of assessment of compressor station, appreciation of Community Day support, less government intrusion of private property and condition of east end of East Hill Road.

On motion of Supervisor Hughes, meeting adjourned at 8:00 pm.

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



# Town of Caton Regular Board Meeting

March 14, 2012

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Following the public hearing Supervisor Kate Hughes brought the regular monthly meeting of the Caton Town Board to order at 7:30 pm.

**PRESENT** Supervisor Kate Hughes, Councilman Wayne Phenes, Councilman Morris Scott, Councilman Timothy Scott, Councilman Daniel Stuart, Assessors'-Marilyn Bockus, Ann Balch and Donna Wescott, Code Enforcer Don Miller, Town Clerk Avonne Dickerson and several visitors.

**ABSENT** Highway Superintendent Robert Rutter

Discussion of hamlet designation-on motion of Councilman T Scott seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to send hamlet designation proposal back to the planning board for further discussion

**APPROVAL of MINUTES** on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to approve February 2012 minutes as presented.

**PAYMENT of BILLS** board members viewed monthly bills. On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to pay bills on abstract no. 3 of 2012 as follows: Street Lighting voucher no. 0003: \$99.51

General vouchers no. 0301-0325: \$12,678.67

Highway vouchers no. 0301-0320: \$38,496.95

**TOWN OFFICIALS REPORTS** for February 2012:

Highway Superintendent Robert Rutter's report viewed, discussed, filed.

Police Officer Mike Smith's report viewed, discussed, filed.

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

Assessor Chairman Ann Balch's report discussed, viewed, filed. No word on the CNG compressor station law suit.

Supervisor Kate Hughes report as follows-

Capital Reserve: Highway-\$317,000; Office-\$3,200; Park-\$38,977

Buildings-\$123,500; C/B-\$4,875 CD Balances: approx \$400,000

**CORRESPONDENCE**

- STCRPDB Annual Conference at CCC-is scheduled for April 11<sup>th</sup> and 12<sup>th</sup>, 2012. Any Town official interested in attending needs to register with the town clerk a/s/a/p.

**OLD BUSINESS**

**NEW BUSINESS**

- Boundary dispute on Whiskey Creek Road-Councilman Stuart presented a request to Caton Town Board to direct the Town Supervisor to submit the issue of the addition of property (by survey, located at the North boundary of the Town at Whiskey Creek Road), to the Town of Caton assessing unit- -to the court system as appropriate for resolution per Section 228 of County Law. Section 228 of the County Law, as quoted by Mr. Stuart, "provides a judicial process by which boundary disputes between towns may be settled in Supreme Court or in the County Court, and also provides the process required for the Chair of Assessors to obtain the sanction of the Supreme Court or County Court."

Supervisor Hughes has had conversation with Attorney Woloson, County of Steuben Attorney Alan Reed, Town of Corning Assessor and Town Supervisor and Steuben County Board of Elections relevant to the above. The towns of Caton and Corning were

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advised by legal counsel to wait, leaving the boundary as outlined by Steuben County (historical boundary) before taking any legal action. Attorney Woloson is securing a quote from Davidson and O'Mara for legal opinion as this is a complex legal matter that would require a law firm specializing in this law.

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to table discussion until additional information is received on costs of avenues of pursuing.

## **VISITORS COMMENTS**

Heavy trucks running on town roads, slippery state of Red School Road, unfavorable condition of Riff Road and the ditches on Riff Road; also a Riff Road property owner feels he has been a victim of code enforcement by exception.

- News from Steuben County-County Route 34 will be covered with hot mix black top, to be completed by June; Town Board needs to make a resolution for completion of box culvert to be positioned under the Telephone Road bridge; road-side trash pickup on Town roads June 4<sup>th</sup> – June 8<sup>th</sup>; rabies clinic scheduled for May 18, 2012 from 5 to 7 pm at the Caton Fire Hall.

Supervisor Hughes adjourned the meeting at 9:15pm.

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

**Town of Caton Town Board**  
**Public Hearing**  
**RE: Zoning Change to make Caton Center a Hamlet**  
**March 14, 2012**

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Supervisor Hughes brought the Public Hearing to order at 6 pm with the pledge of allegiance.

**PRESENT:** Supervisor Kate Hughes, Councilman Wayne Phenes, Councilman Morris Scott, Councilman Timothy Scott, Councilman Daniel Stuart, Consultant Chelsea Robertson from Southern Tier Central Regional Planning and Development Board and approximately fifty or more residents/visitors.

**Objective:** by law, the Caton Town Board is required to hold a public hearing to listen to public comments on the proposed zoning update. The proposed changes were approved and forwarded by the Town of Caton Planning Board, Zoning Board of Appeals and Zoning Update Committee, to change Caton Center zoning from an agricultural zone and R1 residential zone to a Hamlet zone. Changes in zoning only affect how a property is used with the purpose being to protect the residential nature of Caton Center. All existing land uses and business would be grandfathered in place and changes will only affect future uses or change of use to your land.

Leaflets describing presented zoning and zoning map changes distributed to public hearing attendees.

Consultant Robertson gave a brief discussion and presentation on recommended changes. Comments as follows:

- 1.) Lynn Tucker, Marsh Rd-against hamlet, wants to be able to continue farming on his Caton Center property.
- 2.) Jeremy Heverly, Old County Rd-does not want to have to get permission from the town to do what he would like to do on his property.
- 3.) Julia Costley, Old County Rd-is there any other town that we can compare a hamlet too.
- 4.) Kathy White, Widger Hill Rd-town board does not listen to what residents' want/not in favor of hamlet.
- 5.) Dick Wilson, Marsh Rd-how will changes affect taxes.
- 6.) Scott VanEtten, Hendy Hollow Rd-designation area of proposed hamlet makes no sense, should be limited to Caton Center & business use is too limited.
- 7.) Steve Tobey, Riff Rd-limit use is too strict/need to enforce laws that we already have.
- 8.) Michelle Fitzsimmons, Telephone Rd-proposed zoning map is not set in stone.
- 9.) Chris VanWoert, Marsh Rd-hamlet area is too large/in favor of changes due to protection of residential property.
- 10.) Bob Smith, Tannery Creek Rd-designation of hamlet is too large.
- 11.) Margaret Allen, Hendy Hollow Rd-does not understand why we need a hamlet/personal names should not have been put in the informational hand out.
- 12.) Nancy Sterling, Marsh Rd-would like to continue to raise small animals/residents of the hamlet should be able to vote on proposed zoning changes.
- 13.) Colleen Arnold, Old County Rd-cannot upgrade mobile homes in the proposed designated hamlet zoning.
- 14.) Jeff Tobey, Riff Rd-town board voted for a town cop during a budget meeting.
- 15.) Doug Crooker, Riff Rd-enough zoning laws on the books already.
- 16.) Ed Rose, Birch Creek Rd-hamlet could cause water and or sewer problems.
- 17.) Louis Maio, Davis Rd-was not aware that mobile homes were allowed in the town.
- 18.) Sandy Houpt, Deyo Rd-designated area to large & may cost the town more money.
- 19.) Francis Chambers, Sloan Rd-designated area to large.

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**Public Hearing**  
**RE: Zoning Change to make Caton Center a Hamlet**  
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- 20.) Linda Chambers, Sloan Rd-can see both sides.
- 21.) Ed Heagle, Hurd Cross Rd-how was the use chart created.
- 22.) Frank Muccini, Riff Rd-against the hamlet & everyone pays for grant money.
- 23.) Tim Burgey, Caton Center Cross Rd-no need to change zoning.
- 24.) Dan Jenkins, John Hill Rd-not in favor of hamlet.
- 25.) Bruce White, Widger Hill Rd-designated area is too large.
- 26.) Brian Scouten, Martin Hill Rd- what does Town of Corning do to protect their town from adult book stores, etc.
- 27.) Olan Rose, Wolcott Rd-grant money is not free.
- 28.) Jim Dale, Ginnan Rd-Caton should stay the way it is.
- 29.) Tom Riff, Church Creek Rd-would the hamlet be a separate tax district/costs money to enforce town laws.
- 30.) Frank Percic, John Hill Rd-strictly against the hamlet because in the long run it will cost everyone in the town.
- 31.) Robin Force, John Hill Rd-designated area is too large/feels the whole town should have a right to vote on the hamlet/town board needs to recognize the residents views.
- 32.) Ed Rial, Brown Hollow Rd-agree with the majority, not in favor of hamlet.
- 33.) Priscilla Rial, Brown Hollow Rd-hats off for serving on the town board/in favor of public vote for Caton center residents.
- 34.) Dana Crowl, Coleman Rd-not in favor of hamlet designation.
- 35.) Arnie Jerzak, East Hill Rd-no more regulations.

Supervisor Hughes brought the meeting to a close at 7:25 pm.

Caton Town Clerk, Avonne M Dickerson

# Town of Caton Regular Board Meeting

April 11, 2012

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

**PRESENT** Supervisor Kate Hughes, Councilman Wayne Phenes, Councilman Timothy Scott, Councilman Daniel Stuart, Assessors'-Marilyn Bockus, Ann Balch and Donna Wescott, Highway Superintendent Robert Rutter, County Legislator Carol Ferratella, Town Clerk Avonne Dickerson and several visitors.

**ABSENT** Councilman Morris Scott

**APPROVAL OF MINUTES** On motion of Supervisor Hughes seconded by Councilman Stuart the following resolution ADOPTED VOICE VOTE-AYES 4 NAYS 0-RESOLVED to approve the 03/14/2012 public hearing and board meeting minutes as presented.

**PAYMENT OF BILLS** On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to pay monthly bills as presented on abstract no. 4 of 2012 as follows:

Lighting District SL: voucher no. 0004 - \$98.76

General Fund A: voucher no's. 0401 to 0425 - \$10,334.70

Highway Fund DA: voucher no's. 0401 to 0412 - \$24,739.54

## **TOWN OFFICERS MONTHLY REPORTS FOR MARCH 2011**

Highway Superintendent Robert Rutter's report discussed, viewed and filed.

Code Enforcement Officer Donald Miller's report discussed, viewed and filed.

Assessor Ann Balch's' report discussed, viewed and filed.

Police Officer Mike Smith's report discussed, viewed and filed.

Supervisor Kate Hughes' report as follows:

- CD balances-General \$400,719 & Highway \$250,000
- Capital Reserve Funds-Highway \$317,933; Office Equip \$3,290; Park \$38,977; C/B \$4,877; Buildings \$123,516

## **CORRESPONDENCES**

- NYMIR-waiting for the highway garage door repair quote. Hunt Engineers have forwarded a drawing to Keuka Construction for a quote on repair. Other quotes still required.
- Allen Engineering-on motion of Supervisor Hughes seconded by Councilman Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to request a waiver renewal from NYSDOH for preapproved septic systems.
- Steuben County Roadside Cleanup-town of Caton is scheduled for June 4<sup>th</sup> to the 9<sup>th</sup>.
- NYMIR underwriting survey-list of recommendations generated from the survey.
- SCDPW-County Route 34 (Whiskey Creek Road) will be closed on its northern section to all but local traffic from April 16<sup>th</sup>-26<sup>th</sup> in order to replace a box culvert.

## **OLD BUSINESS**

- Highway roller purchase-Highway Superintendent Rutter presented the town board with quotes for possible purchase of a new highway roller.
- Telephone Road Bridge-on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve funds of approximate \$50,000 for installation of a box culvert to the Telephone Road Bridge, as quoted from Steuben County Department of Public Works, to be paid for from Road Improvement Capital Reserve Fund, subject to a permissive referendum.
- Executive Session-at 6:30 pm and on motion of Supervisor Hughes seconded by Councilman Stuart the following resolution ADOPTED VOICE VOTE-AYES 4 NAYS 0-RESOLVED to close the regular meeting and enter into executive session with Attorney Woloson to review potential litigation regarding legal opinions of a boundary line.

# Town of Caton Regular Board Meeting

April 11, 2012

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- Executive Session-at 7:30 pm and on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED VOICE VOTE-AYES 4 NAYS 0-RESOLVED to close the first executive session and enter into an additional executive session with Attorney Woloson and Assessor Balch regarding employment performance of a particular person.
- Regular meeting reopened-Supervisor Hughes closed the executive session and reopened the regular monthly board meeting at 7:53 pm.

## **NEW BUSINESS**

- Cemetery mowing-on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to contract the mowing and cleanup of the town cemeteries with the Monterey Camp prisoners directed by Superintendent Rutter. Also, the town will have to purchase push mowers and weed wackers for the workers to use.
- Mowing quotes-received park and cemetery mowing quotes from Ken Thomas Landscaping, Sagetown Road and Olan Rose, Wolcott Road. On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve Olan Rose's 3-year contract as corrected for park and town hall mowing only, pending proof of insurance and resubmitting an updated contract.
- Park tennis court-on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve presented contract from Eugene Terwilliger to repair tennis court cracks at a cost of \$925 for material and labor to be paid for out of Park Capital Reserve Fund, subject to a permissive referendum.
- Water Quality-information presented to Supervisor Hughes by Thurber Road resident Paul Thomas, regarding drinking water quality. Mr. Thomas would like to go to the Planning Board to find out what laws are currently in place now to protect our drinking water. Also, April 21<sup>st</sup> is Thurber Road roadside cleanup day and residents are invited to assist.
- Zoning Law review-on motion of Councilman Stuart seconded by Supervisor Hughes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to direct our Planning Board to review the town zoning law and redact ordinances that do not constitute a public health and safety issue.

## **MEETING OPENED TO THE PUBLIC**-subjects commented:

illegal drugs being created by other forms are becoming more prominent and synthetic marijuana has been declared illegal by the NYSDOH; State Route 225 to be paved from South Corning to Golden Glow; highway superintendent is doing a fine job; property owner would like to be reimbursed from the Town for fees he paid to remove a fallen down structure on his property, as he feels he was sited unfairly by code enforcing; Habitat for Humanity now accepting unwanted computers and electronics.

On motion of Supervisor Hughes the meeting adjourned at 9:00 pm.

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

Town of Caton  
Regular Monthly Town Board Meeting  
May 9, 2012

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

**PRESENT** Supervisor Kate Hughes, Councilman Timothy Scott, Councilman Daniel Stuart, Constable Mike Smith, Assessors' Marilyn Bockus & Ann Balch, Highway Superintendent Robert Rutter, Sprague Insurance rep John Kuehn, County Legislator Carol Ferratella, Town Clerk Avonne Dickerson and several visitors.

**ABSENT** Councilman Wayne Phenes, Councilman Morris Scott

**Empire Pipeline** update-reps Randy Goodman & Matt Frank stated that the spring cleanup for properties affected by the Empire Pipeline will begin starting tentatively in June.

**Caton Community Days**-on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED VOICE VOTE-AYES 3 NAYS 0-RESOLVED to waive the Town Noise Ordinance for Caton Community Days activities from 9 am to 9 pm on Saturday, May 12, 2012.

**Sprague Insurance** rep John Kuehn- NYMIR insurance proposal for renewal of annual policy for Town of Caton. After presentation from Mr. Kuehn and on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve the NYMIR insurance renewal at an annual cost of \$22,601.01.

**Highway Superintendent's report**-for April 2012-presented by Mr. Rutter. On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to accept bids for purchase of (1) new or used roller for town highway use, per highway superintendent's specs; to be paid for out of Highway Capital Reserve Fund, subject to a permissive referendum.

**APPROVAL OF MINUTES** On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED VOICE VOTE-AYES 3 NAYS 0-RESOLVED to approve April 11, 2012 board meeting minutes as presented.

**PAYMENT OF BILLS** On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve payment of the monthly bills on Abstract # 5 of 2011 as follows:  
Lighting District voucher #0005: \$93.18 Highway Fund vouchers #0501- #0517: \$21,536.16  
General Fund vouchers #0501- #0532: \$6,176.70

**TOWN OFFICIALS REPORTS** for April 2012 as follows:

Town Police/Constable Mike Smith's report viewed and filed.

Assessor Ann Balch's report viewed/filed. Grievance Day is May 22, 2012.

Supervisor Kate Hughes report discussed as follows;

CD balances: General - \$400,922 & Highway - \$250,000 both at 0.15%

Capital Reserve: Office - \$3,290 C/B - \$4,877 Park - \$38,977 Highway - \$317,952

Buildings - \$123,516 Retirement/Workers Comp - \$75,000

**CORRESPONDENCES**

- NYS DOT- State Route 225 will be paved this year.
- Steuben County Legislature-Resolution No. 082-12, approved by the Steuben County Legislature on April 23, 2012, adopting a policy for mitigation municipal demolition costs in certain situations.
- STCRPDB-first quarter charges are slightly lowered than originally proposed.
- Christie Speciale, Corning NY-interest in becoming our Dog Control Officer.
- Clean Growth Now and the New York State Joint Landowners Coalition-proposed resolution to affirm to the Governor and State Government that many Town governments

Town of Caton  
Regular Monthly Town Board Meeting  
May 9, 2012

in upstate New York support taking advantage of our natural gas potential. Board would like Attorney Woloson to review before taking any kind of stand.

**OLD BUSINESS**

- Cemetery mowing-on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to have Olan Rose mow the cemeteries for the month of May at the bid cost stated in his bid presented at the April 2012 Town Board Meeting.
- Whiteman, Osterman & Hanna, Attorneys at Law-working with Delta Engineering to assist the Town with legal services in connection with the developing of a local road preservation program that will coincide with our local zoning laws. Town Clerk to copy for each board member and Attorney Woloson.

**NEW BUSINESS**

- Park update estimates, presented by Ed Rose-
  - 1.) Charcoal grills-on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to purchase (3) replacement grills from Barco Products at a cost of \$288, to be paid for out of Park Capital Reserve Fund, subject to a permissive referendum.
  - 2.) Landscaping for break wall-
    - a.) Davis Landscaping, Big Flats NY-\$2,530
    - b.) Scenic Services, River Road, Corning NY-\$5,095.On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve the bid from Davis Landscaping, to be paid for out of Park Capital Reserve Fund, subject to a permissive referendum.
  - 3.) Tennis Court-paint material to resurface tennis court from The Court Store, Toccoa, GA-\$3,501.45. On motion of Councilman Stuart seconded by Supervisor Hughes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to table purchasing paint to research cost of paint with application cost included.
  - 4.) Refinishing bathrooms and upper pavilion roof redo-on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve the job estimate bid from Goodwin TOPS, Elmira NY, at a cost of \$990 for the pavilion project and \$825 for both bathroom renovations, to be paid for out of Park Capital Reserve Fund, subject to a permissive referendum.

**MEETING OPENED TO THE PUBLIC**

Comments consisted of the following;

- whereabouts of town highway records that disappeared from the Highway Garage files
- residency of elected Highway Superintendent-answered by Town Supervisor as follows-“for the record, as per Supervisor request, the Town Clerk has copied and given to Caton Town Board members all legal opinions verbally given and or documents created by Steuben County Board of Elections, County Attorney Alan Reed, Attorney for the NYS Association of Towns Lori Mithen-De Magi, NYS Assistant Attorney General Debra Martin and Caton Town Attorney Kent Woloson as to why the issue of duly elected highway superintendent residency should not be pursued from the Town of Caton perspective.”
- laws on the books need to be upheld & why vacant land value has increased in assessment.

On motion of Supervisor Hughes, the meeting adjourned at 8:45 pm.

*Clerk, Avonne M. Dickerson*



# Town of Caton - Regular Board Meeting

June 13, 2012

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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 Wayne Phenes, Councilman Morris Scott, Councilman Timothy Scott, Councilman Dan Stuart, Assessors Marilyn Bockus and Ann Balch, Highway Superintendent Robert Rutter, County Legislator Carol Ferratella, Clerk Avonne Dickerson and visitors.

**APPROVAL of MINUTES** on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to approve minutes from the 05/09/2012 board meeting.

**TOWN OFFICIALS REPORTS** for May 2012:

Highway Superintendent Rob Rutter-report viewed and filed.

Code Officer/Building Inspector Don Miller-report viewed and filed.

Constable/Police Officer Mike Smith-report viewed and filed.

Assessor Ann Balch-report viewed and filed. Corning Natural Gas Co has yet to respond to the request for settlement as to avoid court proceedings. Final Roll has a \$10 mil reduction in assessed value this year.

Supervisor Hughes-report as follows:

CD balances: General-\$400,922 and Highway-\$250,000 both @ 0.20%

Capital Reserve: Highway Equipment-\$217,955 Highway Repair-\$100,000 C/B-\$4,877

Office-\$3,301 Park-\$38,977 Buildings-\$123,516 Retirement/Workers Comp-\$75,000

## **CORRESPONDENCE**

- First Aid & CPR Classes-offered on June 19, 2012 at the Civil Defense Building in Bath.
- NYS Department of Public Service-energy efficiency pamphlets.
- Sheen Housing, Rochester NY-home repair funds available through church ministry for people who need assistance to eliminate health and safety hazards in their home.

**PAYMENT of BILLS** on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to approve monthly bills presented on Abstract # 6 of 2012 in the following amounts:

Lighting District voucher #0006: \$89.36 Highway Fund vouchers #0601-0616: \$38,461.30

General Fund vouchers #0601-0632: \$36,663.31

## **OLD BUSINESS**

- Steuben County Land Owners Coalition-Attorney John Bloise, Addison NY. Brief discussion on encouraging the Town to sign a resolution to support gas drilling in the Town of Caton. After conversation the Caton Town Board agreed to hold a public informational meeting in August pertaining to the subject of gas drilling.
- Land Acquisition, Kelly Hill Road School house-the Town of Caton has been offered the Kelly Hill School house at no cost if building is improved and made available to the public. On motion of Supervisor Hughes seconded by Councilman ~~Stuart~~ T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 4 (Hughes, T Scott, M Scott, Phenes) NAYS 1 (Stuart)-RESOLVED for the Town to accept the gift after Town Code Officer inspection and legal opinion from Attorney Woloson.
- James Harkenrider, Hendy Hollow Road is seeking and Eagle Scout project to complete his training. Supervisor Hughes mentioned the restoration of the Kelly Hill Road School house.
- Land acquisition-on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to purchase from Steuben County (a) 0.76 acre parcel, adjacent to the Caton Park, tax map number 390.11-01-052.000 at a total price of \$310, to be paid for out of Park Capital Reserve Fund, subject to a permissive referendum.

# Town of Caton - Regular Board Meeting

June 13, 2012

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- County Legislator Carol Ferratella-County is trying to lease or sell their health care facility. Also, pro-action cards available at local pharmacies to save residents on prescription costs.
- Randy Goodman, Empire Pipeline rep-update on surface restoration work of resident properties. For the record, the crop damage compensation enumerator is coming out this spring.

## **NEW BUSINESS**

### Roller Bid opening-

1. AdVantage Equipment LLC, Syracuse NY-  
2008 Volvo SD100-\$89,900 with \$15,000 trade-in
2. AdVantage Equipment, LLC, Syracuse NY-  
2012 Volvo SD100-\$98,900 + \$2,600 2-yr warranty with \$15,000 trade-in
3. Monroe Tractor, Horseheads NY-  
2008 Hamm 3412-\$61,400 +\$1,700 2-yr warranty
4. Monroe Tractor, Horseheads NY-  
2010-Hamm 3412-\$93,000 + \$4,200 4-yr warranty
5. Liftech, Rochester NY-  
2008 JCB Vibromax VM115-\$48,000 with \$12,000 trade-in, no warranty
6. Anderson Equipment, Endicott NY-  
2009 DynaPac-\$73,777 + \$3,185 warranty with \$20,000 trade-in
7. Anderson Equipment, Endicott NY-  
2012 DynaPac-\$100,444 + \$2,857 with \$20,000 trade-in
8. Tracey Equipment, Henrietta NY-  
2012 Sakai-\$89,769 + standard warranty
9. Tracey Equipment, Henrietta NY-  
2008 Sakai-\$53,609 + \$3,135 warranty

On motion of Supervisor Hughes seconded by Councilman Stuart the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to purchase at a cost not to exceed \$100,00 (a) 2012 Volvo roller from AdVantage, at bid price of \$98,900 less \$15,000 trade-in plus \$2,600 2-yr warranty and with confirmation of \$30,000 5-year future trade-in on Volvo OR (a) 2008 used JCB Vibromax roller from Liftech, at bid price of \$48,000 less \$12,000 trade-in and with confirmation of a one-year warranty on machine, to be paid for out of Highway Capital Reserve Fund, subject to a permissive referendum.

- Park upgrades-on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to approve \$1,750 bid presented from Eugene Terwilliger for labor only to apply sealer to tennis court, to be paid for out of Park Capital Reserve Fund, subject to a permissive referendum.
- On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to approve purchase of sealer materials from The Court Store Inc, GA, at bid price of \$3,501.45, to be paid for out of Park Capital Reserve Fund, subject to a permissive referendum.
- Amendments to Constabulary Law-on motion of Supervisor Hughes seconded by Councilman M Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to adopt amendments to language of Local Law 1 of 2011 as presented by Supervisor Hughes, by with Department of Justice requirements to law hence that it references the Criminal Procedure Law and identifies our officer as Town Constable vs. Police/Constable.

## Town of Caton - Regular Board Meeting

June 13, 2012

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- Work Place Violence Protection Training-Wednesday, June 20, 2012 @ 6 pm, Caton Town Hall. All employees are required to participate in training. For those unable to attend, a daytime session to be scheduled in the near future.
- Summer Park Program-Town board members reviewed applications from the following Caton residents:  
Ashley Balch, Sara Gilbert, Mary Diederich and Elmira resident Gail Taylor. On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to appoint Gail Taylor, Sara Gilbert and Ashley Balch as Park Program Assistants for year 2012, subject to criminal background check.

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

Comments consisted of-getting Caton Center cleaned up, what to do with stray cats, condition of John Hill Road, Town Hall flagpole that needs painting, potholes in town roads, BAR assessment changes, Assessors would like pilot light to their furnace turned off for the summer, status of highway superintendent residency.

On motion of Councilman Phenes, the meeting adjourned at 9:00 pm.

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

# ***Town of Caton - Regular Board Meeting***

***July 11, 2012***

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A regular monthly meeting of the Caton Town Board brought to order with pledge of allegiance at 6:00 pm by acting Supervisor Wayne Phenes.

**PRESENT** Councilman Wayne Phenes, Councilman Timothy Scott, Councilman Daniel Stuart, Councilman Morris Scott (arrived at 6:35 pm); Assessors' Ann Balch, Donna Wescott, Marilyn Bockus; Town Clerk Avonne Dickerson and visitors.

**ABSENT** Supervisor Kate Hughes

Empire Pipeline representative Randy Goodman: right-of-way cleanup is progressing.

**VISITOR SECTION** unfavorable condition of Davis Road, possibility of grading and tarring Steamtown Road and publicizing a road plan, status of the CNG lawsuit, status of residency of current Highway Superintendent, appointed vs. elected highway superintendent, pot holes in roads that are not repaired before applying dust oil, option of contracting all road work out vs. keeping our own highway department.

**APPROVAL of MINUTES** on motion of Councilman T Scott seconded by Councilman Stuart the following resolution ADOPTED VOICE VOTE-AYES 3 NAYS 0-RESOLVED to approve June 13, 2012 board meeting minutes with the following correction-noting that Councilman T Scott seconded the resolution for the Town to accept the gift of the Kelly Hill School house after Town Code Officer inspection and legal opinion from Attorney Woloson.

**TOWN OFFICIALS REPORTS** for the month of June 2012-

Highway Superintendent Rob Rutter-report viewed/filed. Board discussed having Monterey Camp prisoners mow town cemeteries to defray cost of contracting out mowing.

Code Enforcer Don Miller-report viewed/filed.

Assessor Ann Balch-report viewed/filed.

Constable Mike Smith-report viewed/filed.

**PAYMENT of BILLS** on motion of Councilman T Scott seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to pay the monthly bills on Abstract # 7 as follows while addressing with Attorney Woloson that he itemize his quarterly retainer bill for any transactions taken place pertaining to the Town of Caton that occurred within the billing time period:

Lighting District voucher #0007: \$84.82

Highway Fund vouchers #0701- #0717: \$72,682.70

General Fund vouchers #0701- #0734: \$15,034.43

**CORRESPONDENCE** on motion of Councilman T Scott seconded by Councilman M Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to forward copies of the Town's electric and gas bills to National Equity Development Group, Inc. to see if we are being overcharged for our utility costs and may be entitled to a refund or rate reduction.

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

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

# Town of Caton Regular Board Meeting

August 8, 2012

Page 1 of 2

Meeting brought to order with the pledge of allegiance at 6:00 pm.

**PRESENT** Supervisor Kate Hughes, Councilmember's-Wayne Phenes, Timothy Scott and Daniel Stuart; Assessors-Marilyn Bockus, Donna Wescott and Ann Balch, Highway Superintendent Robert Rutter, County Legislator Carol Ferratella, Attorney Kent Woloson, Town Clerk Avonne Dickerson and about seventy visitors.

**ABSENT** Councilman Morris Scott

## **APPROVAL of MINUTES**

**Thank You**-Supervisor Hughes acknowledged the Caton Highway Department, Fire Department and the Town Constable with a big THANK YOU for doing an outstanding job in responding to the aftermath of the recent tornado.

## **TOWN OFFICIALS REPORTS for July 2012**

**Highway Superintendent** Robert Rutter's report presented. New roller is working well.

**Code Officer** Don Miller's report presented and filed.

**Assessor** Ann Balch's report presented.

**Constable** Mike Smith's report presented and filed.

**Supervisor** Kate Hughes report as follows-

CD Balances: General-\$401,075 & Highway-\$0 @ 0.15%

Capital Reserve: Highway-\$308,960, Office-\$3,301, Park-\$38,977, C/B-\$4,877

Buildings-\$123,550, Insurance/Retirement-\$75,000

**PAYMENT of BILLS** after Town Board review and on motion of Supervisor Hughes seconded by Councilman Stuart the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to pay the monthly bills as presented on Abstract #8 of 2012 as follows:

**General Fund vouchers #0801- #0824:** total of \$14,090.86

**Lighting District voucher #0008:** total of \$86.38

**Highway Fund vouchers #0801- #0822:** total of \$132,946.62

## **CORRESPONDENCE**

- Steuben County Purchasing Department-extending the upcoming auction scheduled for September 27, 2012 allowing municipalities to participate.
- Retired Public Employees Association Inc, Finger Lakes NY Chapter-pre-retirement seminar at Marconi Social Club, August 21, 2012.
- Teamster's Union-received notification that the 3-year contract is occurring at the end of this year. Meeting dates to be set for negotiations.
- NYS DOT-received email regarding culverts going under State Route 225 in front of the Caton Fire Department and the need to decide where the detour will be if necessary.
- Steuben County Office of the Treasurer-received notice of approval for purchase of land adjacent to the Town Park, formerly owned by Robert and Barbara Thomas. Bill enclosed.

**Subject of gas well drilling**-letters of interest pertaining to gas well fracking and drilling received from Tom Reynolds, June & Peter Gordon, Jan Glover, Paul Thomas, Victoria Thomas and Herbert Dann and were read aloud by Supervisor Hughes. Caton Town Board discussed at length their own views on whether to approve and sign a proposed resolution that originated from the Steuben County Landowners Coalition to support or not to support gas well fracking in the Town of Caton. The basic consensus of the Board was to continue learning about fracking pros and cons and at this time to not take a stance either way. On motion of Councilman Stuart seconded by Councilman T Scott the following resolution ADOPTED VOICE VOTE-AYES 4 NAYS 0-RESOLVED to table the Town Board

# Town of Caton Regular Board Meeting

August 8, 2012

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discussion on gas well drilling and fracking and to continue to monitor and research NYS DEC rules and regulations.

## **OTHER BUSINESS**

- Computer purchase-on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to allow Assistant Bookkeeper Don Haussener to receive quotes for new pc's for bookkeeper and town clerk offices.
- Town Hall flag pole-received quote from Olan Rose, Wolcott Road to refurbish the flag pole at a cost of \$1,000. Town Board would like a second quote.
- Mowing of cemeteries-Councilman T Scott would like the Camp Monterey inmates to mow the town cemeteries to help defray mowing costs. On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 4 NAYS 0-RESOLVED to approve purchase of (6) weed whackers at a cost of \$159.99 each and (1) push mower at a cost of \$179.99 from Ron's in South Corning, to be paid for out of Park Capital Reserve Fund, subject to a permissive referendum.

## **MEETING OPENED to the PUBLIC**

- Main subject, fracking and gas drilling in the Town of Caton-many residents and landowners were in favor of fracking and/or gas drilling as long as it is done safe and by NYS DEC rules. Propane fracking was mentioned as a cleaner alternative to hydro fracking. It was also noted that the financial bonus of gas drilling and fracking would certainly boost the Town's tax base, as it has dropped approximately \$10 million since the reduction in production of the current gas wells located in the Town.
- Many residents and landowners were not in favor of fracking or gas drilling due to water contamination and chemical use along with destruction of town roads. One attendee was in favor of the Board issuing a moratorium on drilling. Attendees urged the Board to go slow, look at the big picture and continue to study and review as much information as possible pertaining to this issue before making any decisions concerning the pros and cons of gas drilling.
- Other subjects-lack of dust oil on Widger Hill Road, residency of current Highway Superintendent, why more information wasn't provided to visitors pertaining to gas drilling and being overtaxed.

On motion of Councilman Phenes meeting adjourned at 8:07 pm.

Clerk, *Avonne M. Dickerson*

# Town of Caton - Regular Board Meeting

## September 12, 2012

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, Councilmen Wayne Phenes, Timothy Scott, Daniel Stuart and Morris Scott; Assessors Marilyn Bockus and Ann Balch; Highway Superintendent Robert Rutter, Town Clerk Avonne Dickerson and visitors.

**APPROVAL OF MINUTES** on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to approve the minutes as presented from the August 2012 board meeting, while noting that Councilman T Scott and Councilman D Stuart would like to see the actual number of attendees who spoke at the August meeting that were in favor of and not in favor of the Town Board approving a resolution to support natural gas fracking in the Town of Caton.

### **TOWN OFFICIALS REPORTS** for August 2012

Highway Superintendent Robert Rutter's report presented and is on file. Telephone Road Bridge is completed.

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

Councilman Stuart inquired about the proposal to reopen the Mustafa Gravel Pit and the Town Zoning Law pertaining to road use pertaining to the Mustafa Gravel Pit. Supervisor Hughes has a meeting with Mr. Mustafa to further discuss the gravel pit options.

Police Officer Mike Smith's report presented and is on file. Supervisor Hughes mentioned to the Board about extra hours Mike has put in due to the July tornado and the investigation of a stolen vehicle resulting in the discovery of a meth lab. Supervisor Hughes would like to compensate Mike for his extra time worked. Town Board would rather he take work time off in lieu of additional pay.

Assessor Chairman Ann Balch's report presented and is on file. CNG lawsuit update- whatever the assessment difference that CNG wins and what they are currently assessed for now will have to be paid back to CNG. This amount could approximately be \$40,000 and would be paid for out of surplus.

Supervisor Kate Hughes report presented and discussed as follows:

C D Balances: General-\$401,075 @ 0.15%

Capital Reserve Funds: Highway-\$210,414 Office-\$3,301 Park-\$38,977 C/B-\$4,877

Buildings-\$123,550 Insurance/Retirement-\$75,000

**PAYMENT OF BILLS** on motion of Supervisor Hughes seconded by Councilman Stuart the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to pay the monthly bills as listed on Abstract 9 of 2012 as follows:

General Fund vouchers 0901-0930: \$ 8,755.33

Highway Fund vouchers 0901-0922: \$ 86,351.96

Lighting District voucher 0009: \$ 90.63

### **CORRESPONDENCE**

#### **OLD BUSINESS**

- Constable Officer radio purchase-Supervisor Hughes discussed with Town Board.

#### **NEW BUSINESS**

- All 2013 Budget Workshop Meetings are at 6 pm, held at the Town Hall and are open to the public:
  - September 20<sup>th</sup> – Highway
  - October 4<sup>th</sup> – General
  - November 1<sup>st</sup> and or 8<sup>th</sup> – General and or Highway, tentative if needed.
  - October 11<sup>th</sup> – Highway
  - October 25<sup>th</sup> – General

# Town of Caton - Regular Board Meeting

## September 12, 2012

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- Union negotiation meetings-are at 6 pm and are not open to the public:
  - September 27<sup>th</sup>, October 18<sup>th</sup> and tentative November 1<sup>st</sup> and or 8<sup>th</sup>
- Employee Picnic- September 21<sup>st</sup>, 6 pm, Caton Park (in case of rain at the Town Hall).
- Addition to agenda-on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED VOICE VOTE-AYES 5 NAYS 0-RESOLVED to approve an addition to the agenda pertaining to the Town of Caton zoning map.

Councilman Stuart was unable to find a zoning map attached to the Town Zoning Law on the Town of Caton website. Councilman Stuart presented the board with a zoning map he received from the Steuben County website. On motion of Councilman Stuart seconded by Councilman T Scott the following resolution ADOPTED VOICE VOTE-AYES 3 (Stuart, T Scott, M Scott) NAYS 2 (Hughes, Phenes) to affirm that the map he received from the Steuben County website be known as the official town map, to override any other zoning maps and be used for town boundaries and parameters in which we enforce our zoning laws.

- Purchase of computers-on motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to purchase (2) new and unused computers from Southern Tier PC, including software and installation fee at a total cost of \$2,060, to be paid for out of Office Equipment Capital Reserve Fund, subject to a permissive referendum.
- Christie Speciale, Tanner's PAWS-Christie is opening a dog rescue business and is also expressing an interest in holding the Dog Control Officer position for Caton as well as the contracted kennel agreement to operate a kennel at 4140 College Avenue, Corning.
- Highway equipment purchase-on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to allow Highway Superintendent Rutter to purchase a box spreader at a cost not to exceed \$5,000, to be paid for out of machinery contractual.

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

- Comments consisted of-good job done on Telephone Road Bridge, lack of respect for Town Board and residents during Town Board meeting, no dust oil for a residence on the Riff Road, unprofessional manner that the board meeting is run, possibly paying back money to CNG in installments, bill accepted for the record for demolition of Frank Muccini's barn and will be forwarded to Attorney Woloson as court case is still open, Town Assessor Ann Balch inquired if their office would be able to purchase a lap top pc, complimented Highway Superintendent for work done on McCarthy and Davis Roads, building permits are issued on all construction even if considered an agricultural building, thanks to the Town Highway Department and Caton Fire Department for aid during the July storm, phone service at the Town Hall needs to be checked, what constitutes a property as being agricultural and a thank you to the Code Officer for doing a fine job.
- On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to approve Olan Rose's original bid of \$1,000 to refurbish flag pole.

On motion of Councilman Phenes, the meeting adjourned at 8:20 pm.

Town Clerk, Avonne M Dickerson



# Town of Caton - Regular Board Meeting

## October 10, 2012

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October 12, 2011 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, Councilman Wayne Phenes, Councilman Daniel Stuart, Councilman Morris Scott (arriving at 6:05 pm), Councilman Timothy Scott (arriving at 6:08 pm); Assessors' Marilyn Bockus, Ann Balch, and Donna Wescott; Steuben County Legislator Carol Ferratella, Town Clerk Avonne Dickerson and residents.

**APPROVAL OF MINUTES** board members previously received minutes from the 09/12/12 Town Board Meeting. On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-ALL IN FAVOR-RESOLVED to approve minutes as submitted.

**Steuben County** updates given by Legislator Carol Ferratella; NYS has told NYSEG that they must reduce their energy consumption. NYSEG is putting something together to convert fluorescent and incandescent lighting to LED. An informational meeting may be set up at a later date for municipalities that are interested in participating.

### **TOWN OFFICIALS REPORTS FOR SEPTEMBER 2012**

Highway Superintendent Rob Rutter-discussed/filed.

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

Police Officer Mike Smith-discussed/filed.

Assessors' Ann Balch and Marilyn Bockus-discussed/filed.

Dog Control Officer Linda Holmes-none filed.

Supervisor Kate Hughes-discussed/filed as follows:

CD Balances: General-\$401,075 and Highway-\$0 both @ 0.15%

Capital Reserve Funds: Highway Equipment-\$217,966; Highway Repair-\$100,000;

General Buildings-\$123,550; Comm. Beau.-\$4,877; Office-\$3,301;

Park-\$38,977; Insurance/Retirement-\$75,000

Town received \$120,526 in CHIPS money.

Renewal contract for STCRPDB is up for review in amount of \$4,200. After board discussion, members agreed to table decision until November.

**PAYMENT OF BILLS** board members reviewed the October 2012 abstract of outstanding bills.

On motion of Supervisor Hughes seconded by Councilman Stuart the following resolution ADOPTED ROLL CALL VOTE-AYES 5 NAYS 0-RESOLVED to omit voucher # 1013 from the highway abstract and pay the monthly bills as corrected on Abstract 10 of 2012-

General Fund vouchers 1001-1024: \$9,726.35

Street Lighting voucher 0010: \$96.37

Highway Fund vouchers 1001-1014: \$20,895.62

### **CORRESPONDENCES**

- NYS Department of Public Service-awareness of the Lifeline Discount Telephone Service Program encouraging eligible consumers to enroll. On file with Town Clerk.

### **OLD BUSINESS**

- Police radio purchase-after discussion and on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution adopted ROLL CALL VOTE-AYES 3 (Hughes, Phenes, T Scott) NAYS 2 (M Scott, Stuart)-RESOLVED to purchase (1) mobile and (1) portable radio at a cost of \$3,895.
- Budget workshop meeting-scheduled for October 11, 6 pm Caton Town Hall. All budget meetings are open to the public.
- Union negotiation meeting-first meeting is October 17, 6 pm, Caton Town Hall. Meeting is not open to the public.

# Town of Caton - Regular Board Meeting

## October 10, 2012

Page 2 of 2

### NEW BUSINESS

#### MEETING OPEN TO THE PUBLIC

- Comments consisted of the following;  
tax cap override law,  
inquiry of location of nearest town that employs a police officer,  
uncompleted Road Use Agreement Law and to include discussion of RUA on next month's agenda,  
Town of Caton residents' use of the Corning Library,  
inquiry if board members would research how Caton could get cable line to areas that do not have it,  
in agreement of not enforcing a law to override the tax cap,  
should not have to hire an attorney or consulting firm to mesh our zoning laws with a Road Use Agreement Law,  
clear cutting of timber on the Thurber Road,  
hydro fracking resolution,  
inquiry if a certain Town Board member has obtained a building permit for building a structure,  
residency of elected Highway Superintendent,  
County Assessment Office has not instructed Caton Assessors to put Highway Superintendent's house on the Caton tax roll,  
residents in support of maintaining the Town Constable and the Corning Library,  
Town Constable thanked board for approving purchase of radios.

On motion of Councilman Phenes, the meeting adjourned at 7:25 pm.

*Clerk, Avonne M. Dickerson*

**Town of Caton**  
**2013 Budget Public Hearing**  
**Regular Monthly Board Meeting**  
**November 14, 2012**

Page 1 of 3

Town of Caton 2013 Budget Public Hearing brought to order at 6:00 pm by Supervisor Kate Hughes.

**PRESENT** Supervisor Kate Hughes, Councilman Timothy Scott, Councilman Daniel Stuart, Assessors' Marilyn Bockus & Ann Balch, Highway Superintendent Rob Rutter, County Legislator Carol Ferratella, Town Clerk Avonne Dickerson and several residents.

**ABSENT** Councilman Morris Scott, Councilman Wayne Phenes

**PUBLIC HEARING for PRELIMINARY 2013 BUDGET**

Supervisor Hughes discussed details of the Preliminary 2013 Budget. Highlights include a zero percent increase in Town's portion of tax rate. Proposed rates per \$1,000 of assessed property value as follows:

Town-\$6.0464

Fire district-\$1.1125

Lighting district-\$0.7731 (for those in that district)

**Hearing opened for public comment:**

Frank Muccini, Riff Rd-town portion of the 2013 tax bill will remain the same as 2012 assuming that the assessed value of property does not go up; also, a better breakdown of accounts to indicate more clearly what accounts the money is going into would be valuable and City of Corning provides over \$100,000 of tax money to their Senior Citizen Center.

Robert Lord, Sloan Rd-is ten percent decrease in tax levy due to decrease in value of gas wells?

Ed Rose, Birch Creek Rd-are there separate pages where the contractual accounts are itemized, also checked with other town boards and communities and they were astonished that the Town of Caton budgets money for Senior Citizen activities.

Michelle Fitzsimmons, Telephone Rd-who does the lighting district portion of the town?

Bob Smith, Tannery Crk Rd-one street light by the fire station parking lot goes off and on a lot; also agrees with Ed Rose but a lot of the senior citizens in Caton have lived here all of their lives and have paid Caton taxes all of their lives.

At 6:20 pm Supervisor Hughes closed the 2013 Budget Public Hearing and opened the Regular Monthly Board Meeting with the pledge of allegiance.

**APPROVAL of MINUTES** on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED VOICE VOTE-AYES 3 NAYS 0-RESOLVED to approve the October 10, 2012 board meeting minutes while correcting the motion to approve the police radio purchase vote to read "2 NAYS".

Carol Ferratella, Steuben County update-Carol stated that the county tax rate will be increasing by 2.6%. Also noted that several county positions will be eliminated next year.

**PAYMENT of BILLS** on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to pay the monthly bills as presented on Abstract # 11 of 2012 in the following amounts:

General Fund-vouchers #1101-1127: \$23,117.07

Highway Fund-vouchers #1101-1118: \$63,876.50

Lighting District-voucher #0011: \$104.02

**Town of Caton**  
**2013 Budget Public Hearing**  
**Regular Monthly Board Meeting**  
**November 14, 2012**

**TOWN OFFICIALS REPORTS** for October 2013 as follows:

- Highway Superintendent Rob Rutter's report viewed discussed and filed. After discussion and on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve the following interfund transfers as requested by Superintendent Rutter:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
DA5142.1	DA5110.1	\$349.79
DA5142.41	DA5110.41	\$618.12
DA5142.42	DA5110.42	\$163.76
DA5130.1	DA5110.1	\$2,100.00
DA5142.4	DA5110.41	\$5,000.00
DA5142.4	DA5110.1	\$1,541.02
DA5110.4	DA5130.4	\$8,000.00
DA5110.4	DA5130.2	\$10,000.00

- Constable Officer Mike Smith's report viewed discussed filed.
- Code Officer/Bldg. Inspector Don Miller's report viewed discussed filed.
- Assessors' Ann Balch and Marilyn Bockus' report viewed discussed filed.
- Supervisor Kate Hughes report as follows:  
CD's = Highway - \$100,000 and General - \$301,228 both @ 0.30%  
Capital Reserve = Highway - \$317,976      Office - \$3,335      Park - \$38,977  
Community Beautification - \$4,877      Buildings - \$123,550  
Retirement/Work Comp - \$75,000      Road Improvement - \$100,000

**CORRESPONDENCE**

- Zoning Update Committee-presented the following proposals to the town board: updates of definitions used in the gas and oil industry and a draft version of a Right to Farm Law.
- NYS Dog Kennel and DCO inspection reports received viewed and filed.

**OLD BUSINESS**

- Preliminary 2013 Budget on motion of Councilman Stuart seconded by Supervisor Hughes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to resolve the process of full disclosure of all contracts or settlements that the Town is involved in and that may influence the budget.

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution NOT ADOPTED ROLL CALL VOTE-AYES 2 (Hughes, T Scott) NAYS 1 (Stuart)-RESOLVED to adopt the Preliminary 2013 Budget as presented at a town tax rate of \$6.0464 per \$1,000 assessed value, excluding chargebacks from the County.

On motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to adopt the proposed Preliminary 2013 Budget as presented as the 2013 Final Budget at a town tax rate of \$6.0464 per \$1,000 of assessed value, excluding any chargebacks from the County and for the record, a notation that Councilman Stuart has the following objections and would like clarification; disposition of workers compensation and paying funds for a vacant post.

**Town of Caton**  
**2013 Budget Public Hearing**  
**Regular Monthly Board Meeting**  
**November 14, 2012**  
Page 3 of 3

**NEW BUSINESS**

- Steuben County Industrial Development Agency-presented by Councilman Scott. The gentleman that runs the agency would like to come and talk to the Planning Board concerning businesses in the town.
- Highway Superintendent is requesting permission to purchase a new copy/fax machine at a price of approximately \$250 to \$300.

**VISITORS SECTION**

- Comments consisted of-highway superintendent's residency, ongoing case of a barn demolition, unhappy with actions of a town board member, why a board member did not get a building permit for a new structure, questions about agriculture exemptions, why the Fire Department will not let residents use the fire hall, town board meeting is like a circus, lack of 911 numbers on houses and the 911 law needs to be enforced, during bad storms why the fire department does not know who does not have electric, request that the town board look into their Disaster Plan, request that the town board make a decision where the highway superintendent's house is located.

Supervisor Hughes adjourned meeting at 7:50 pm.

*Clerk, Avonne M. Dickerson*

**Town of Caton-December 12, 2012**  
**Regular Monthly Board Meeting**

*Page 1 of 2*

**PRESENT** Supervisor Katherine Hughes, Councilman Timothy Scott, Councilman Wayne Phenes, Highway Superintendent Bob Rutter, Assessor Marilyn Bockus, Code Officer Don Miller, Steuben County Legislator Carol Ferratella, Town Clerk Avonne Dickerson and visitors.

**ABSENT** Councilman Daniel Stuart, Councilman Morris Scott.

Supervisor Hughes called the meeting to order at 6 pm with the pledge of allegiance.

**APPROVAL OF MINUTES** On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED VOICE VOTE-AYES 3 NAYS 0-RESOLVED to approve minutes as presented from the 11/14/2012 Town Board Meeting.

**Steuben County Update**-Town Board inquired if the County was going to do road work pertaining to the unsafe intersection of Birch Creek Road and County Route 32.

**TOWN OFFICIALS REPORTS** for November 2012 as follows:

Highway Superintendent Rob Rutter's report discussed and filed. Will have a five-year plan available in January 2013.

Code Enforcer Don Miller's report discussed and filed.

Assessor Marilyn Bockus' report viewed and filed.

Constable Mike Smith's report viewed and filed.

Supervisor Hughes' report as follows-

CD Balances: General \$401,228 and Highway \$0, both at 0.15%.

Capital Reserve: Highway Equipment-\$217,900; Highway Repair-\$100,000; General Buildings-\$123,550; C/B-\$4,877; Office-\$3,335; Park-\$38,977; Ins/Retirement-\$75,000.

**Budget Transfers** On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to approve the following budget transfers-

<u>From</u>	<u>To</u>	<u>Amount</u>
A1620.41	A1355.2	\$2,400
A1910.4	A1355.2	\$2,000
A3989.4	A1355.4	\$ 200
A4010.4	A1355.4	\$ 500
A8810.4	A1420.4	\$ 350
A1430.4	A1420.4	\$ 75
A5010.4	A1620.4	\$ 400
A1340.2	A1670.4	\$ 500
A9060.81	A3120.2	\$3,000
A8810.4	A3120.2	\$ 500
A5010.4	A3120.4	\$ 750
A5132.4	A3620.4	\$ 600
A1220.4	A7110.4	\$ 350
A1010.4	A9040.82	\$ 115

**Compressor Station update**-Circuit Court ruled in favor of the compressor station. There will be an appeal involving the Town of Caton, Steuben County and Corning-Painted Post School District.

**PAYMENT OF BILLS** On motion of Councilman Phenes seconded by Supervisor Hughes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to pay bills in the following amounts as presented on Abstract #12 of 2012 -

General Fund- vouchers #1201-1229: \$15,775.75

Highway Fund-vouchers #1201-1220: \$48,854.27

Lighting District-voucher #0012: \$ 107.25

*Town of Caton-December 12, 2012*  
*Regular Monthly Board Meeting*

*Page 2 of 2*

**CORRESPONDENCES**

**OLD BUSINESS**

- Draft copy of Right to Farm Law and draft copy of definition additions to the Town Zoning Law pertaining to the gas and oil industry. Currently, Steuben County has a Right to Farm Law on file. Board will table discussion until the January board meeting.

**NEW BUSINESS**

- Year-end meeting-December 28<sup>th</sup> at 6 pm.

**MEETING OPENED TO THE PUBLIC**

Comments consisted of the following-

Fire Department getting insurance money for damages yet including cost of damages in budget; Jamie Johnson from Steuben County Industrial Development Agency will be at tomorrow's Planning Board meeting to speak about small businesses in a small town and also, Jan Glover will be speaking about water testing; the City of Corning receives a lot of donation money for their parks, participation of shared services with Steuben County and a land owner feels he is being harassed concerning an ongoing code enforcing case; there is a natural gas smell on Thurber Road.

On motion of Councilman Phenes, the meeting adjourned at 6:50 pm.

*Town Clerk, Avonne M Dickerson*

## Town of Caton - Year-end Board Meeting

December 28, 2012

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The 2012 Year-end Meeting of the Caton Town Board brought to order with the pledge of allegiance at 6:10 pm by Supervisor Hughes.

PRESENT Supervisor Kate Hughes, Councilman Timothy Scott, Councilman Wayne Phenes, Assessor Marilyn Bockus, Town Clerk Avonne Dickerson and visitors.

ABSENT Councilman Morris Scott, Councilman Daniel Stuart.

PAYMENT of BILLS board members viewed and discussed year-end bills presented on Abstract 13. On motion of Supervisor Hughes seconded by Councilman Phenes the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to pay the bills as presented on Abstract #013 of 2012 as follows

General Fund vouchers #1301- #1310: \$ 4,569.06

Highway Fund vouchers #1301- #1307: \$10,182.88

### OTHER BUSINESS

- Keuka Construction invoice for highway garage door repair-on motion of Supervisor Hughes seconded by Councilman T Scott the following resolution ADOPTED ROLL CALL VOTE-AYES 3 NAYS 0-RESOLVED to pay presented bill in amount of \$6,870. This bill is covered under insurance and at this time \$4,800 has been reimbursed by the insurance company.
- For the record; renew request for all department heads to have monthly report delivered (preferred electronic) to Town Clerk by the Thursday before the town board meeting so that Town Board members may pick up all board meeting information on Friday before the board meeting. Supervisor has requested Clerk to make a copy of this Year-end Meeting's minutes to distribute to each department head.
- Current investment and procurement policies and re-org information were given to board members for January 9, 2013, Re-org Meeting.

On motion of Councilman Phenes meeting adjourned at 6:35 pm

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