

REGULAR MEETING
TOWN OF DAYTON
WEDNESDAY, APRIL 14, 2021
7:00 P.M.

- PRESENT: Angie Mardino-Miller, Supervisor, Christine Rupp, Jake Hansen-Ivett, Paul Luce Town Council, Ruth Bennett, Town Clerk, Tom Chupa, Highway Superintendent, John Grennell, Attorney, Lee Ellis, Bailiff, Don Bartlett, Stephen Raiport, Frank Watson, Code Enforcement Officer, Carrie Tomczak, Assessor Asst., Absent: Bruce Drajem
- CALL TO ORDER: Supervisor Mardino-Miller called the meeting to order at 7:05 p.m. All stood and said the Pledge to the Flag.
- Due to the Governor's executive order 202.1, we can allow a limited number of the public to attend our meeting this evening, hopefully by next month the COVID-19 is manageable enough that will have changed.
- LOCAL LAW #1: A motion was made by Councilman Hansen-Ivett, seconded by Councilman Luce to approve Local Law #1, Providing that no exemption under real property tax law section 487 be applicable with respect to any solar or wind energy system or farm waste energy system. A roll call vote was taken on the motion-Hansen-Ivett-aye, Luce-aye, Mardino-Miller-aye, Rupp-aye.
- MINUTES: Clerk Bennett gave each member of the Board a copy of the minutes to be read before the meeting. A motion to accept the minutes was made by Councilman Luce, seconded by Councilman Hansen-Ivett. A vote was taken on the motion, Carried.
- HIGHWAY: Highway Superintendent Chupa reported they cut brush on School Street, Townline and Peck Hill Roads, broomed all the roads in the Town, patched holes where needed, we have been doing maintenance on the tractor, lawn equipment and put new brakes and drums on the rear of truck #5, also we have been doing ditching on several roads in the Town, and the never ending beavers trying to plug our pipes on Gabel, Cabic and Bentley Roads, and we have taken delivery of our new one ton truck which was paid for out of the 2020 budget.
- I am hoping to oil and stone Rice, White, Dredge, Miller and Lathrop Roads this year.
- I am requesting a \$.50 per hour raise for Dan Pflueger, he has been here the longest and has really improved. A motion was made by Councilman Luce, seconded by Councilman Hansen-Ivett to give Dan Pflueger \$.50 per hour raise to take effect immediately. A roll call vote was taken on the motion, Luce-aye, Hansen-Ivett-aye, Mardino-Miller-aye, Rupp-aye.
- ASSESSOR: The 2021 exemption deadline was March 1st. Reminders were mailed to all Agricultural Assessment and applicants who had not returned their renewal mid-February. This notice reminded applicants that renewals would not be accepted after the deadline. Three Dayton Agricultural Assessments were removed.
- Twenty-four building permits were reviewed for 2020, my office received building permit information from the Code Enforcement Officer Frank Watson, our Data Collector, Carrie Tomczak visited each site to verify completion and take an updated photo. We are still waiting to receive permits from the South Dayton Code Enforcement Officer Gary Brecker, also five property owners requested an assessment review, which will take place in April, along with four internal reviews.
- Please let me know if the Town of Dayton would like to change how the 2021 Board of Assessment Review is held. Many Towns are holding Grievance Day normally, but some have chosen to hold it by phone or web meeting, which makes social distancing easier. If Dayton chooses to hold it by phone, web meeting or even in-person by appointment, I need to know soon so that I can

make this information available to the public.

I have completed the requirements of the basic training for the designation of State Certified Assessor pursuant to Real Property Tax Law and 20 NYCRR 8188. Five property transfers were added for the month of February.

CLERK: Clerk Bennett reported the Court processed 7 Vehicle & Traffic Law, a total of 7 cases and collected \$398.00.

We received a letter from Cattaraugus County Legislature appointing Thomas Chupa a member of the Cattaraugus County Traffic Safety Board for a term to expire December 31, 2023.

Reminded the Board about the training webinars at Southern Tier West.

We received a contract for Shared Highway Services for 2021-2025, there must be a shared service agreement so the County can assist municipalities in the event there is a FEMA related event. The Board agreed to have the Supervisor sign the agreement.

The Clerk thanked the Highway Department for assisting her in putting the Zoning Map on a lighter weight, larger board.

The Supervisor thanked the Highway Department for not plowing into her bushes this winter.

The Supervisor and Justice audits are done.

CEO: Frank reported that he has inspected the Mesmer property and his project has started off real well. Issued a permit to modify a new garage on an existing permit, and a shed. Have been notified about a fire on Mosher Road, I would like to put out a letter that states that the Fire Code, Section 211 that the Code Enforcement Officer needs to be notified when there is a fire in the Town. I have mailed certified letters for four properties to clean them up. I am requesting permission to issue tickets for three of them, the Board agreed.

BILLS: A motion was made by Councilman Rupp, seconded by Councilman Luce to pay General Funds claims #40-54 in the amount of \$23,513.37 as set forth in Abstract #4, dated April 14, 2021, Highway Fund claims #55-72, in the amount of \$5,696.94 as set forth in Abstract #4 dated April 14 2021. A vote was taken on the motion, Carried.

DISASTER COODINATOR: A COVID Clinic was set up in Gowanda for 300 and we did 325 shots. There is a clinic set for Little Valley, Olean and Salamanca at the casino. We requested a clinic in the Dayton area from the Governor and we were turned down. Some clinics have had to reschedule due to the pause on the Johnson & Johnson vaccine.

ATTORNEY: Attorney Grennell suggested the Junk Yard Ordinance of 1960 be struck down. A motion was made by Councilman Luce, seconded by Councilman Hansen-Ivett to strike down the 1960 Junk Yard Ordinance. A roll call vote was taken on the motion, Luce-aye, Hansen-Ivett-aye, Martino-Miller-aye, Rupp-aye.

A motion was made by Councilman Hansen-Ivett, seconded by Councilman Luce to transfer \$115.00 from A1920.4 to A1910.4 a vote was taken on the motion, Carried.

The Town Clerk and Supervisor reports for March, 2021 was received by the Board.

ADJOURN: A motion to adjourn was made by Councilman Hansen-Ivett, seconded by Councilman Luce, at 7:40 p.m. Carried.

The next meeting will be May 12, 2021 at 7 p.m.

Respectively Submitted,

Ruth Bennett, Clerk

