

REGULAR MEETING

June 11, 2009

Present: Supervisor Gozelski  
Coun. Tarbell, Monteleone, Klein  
PWMS Kibler  
Recorder TC Ballinger

Absent: Coun Little, Hwy Supt Foley

Also present: Gerald C Sahrle II, Sarah Ballinger (Perry Town Clerk), Ed Pelc, Kristen Mell (Attica Town Clerk), Ruth K Lavin, Bayne Johnson, Mary Kay Barton, Susan Griffin, Mick Griffin, Rich Eliasz (Town Planning Board), Sharon Knight (Avon Town Clerk), Annette McNinch (Conesus Town Clerk), Scott Gardner (M/A Burling), Richard Bausch, Thomas Ballinger, Ronald Ballinger, Tyler Ballinger, Kristie Ballinger, Ryan Ballinger, Bill Bark, Sandra Dutton (Arcade Town Clerk)

Supervisor Gozelski called the meeting to order at 7:00 PM.

Sharon Knight is the NYS Town Clerks Association Regional Director for District 8 and told the Board how their Town Clerk was honored as Town Clerk of the Year at the annual Conference in Rochester on April 28<sup>th</sup>, 2009. She presented Denise Ballinger with a proclamation recognizing her for her contributions to her Community, the NYSTCA, the Wyoming County Town Clerks Association, and her constituents as Town & School Tax Collector and Notary Public in addition to Town Clerk.

Annette McNinch, the new NYSTCA Regional Director for District 8 beginning July 1<sup>st</sup>, presented Ballinger with a plaque for being chosen as 2009 Clerk of the Year.

Scott Gardner, chief of staff at Assemblyman Daniel J. Burling's office, presented Ballinger with a New York State Assembly Citation recognizing her as an outstanding citizen.

Sarah Ballinger, Perry Town Clerk, presented her mother a bouquet of sweet heart roses from the Wyoming County Town Clerks Association.

Ruth Lavin asked the Board to enforce the noise ordinance clause in the Zoning law. The sound increases when it comes across the lake. The Country Club does not stop the music at 11:00 PM as advertised. Two letters were written to Crawford with no response.

Mary Kay Barton feels communications could be improved if email was used for meeting notifications. Wyoming County Planning Board has a list of requirements that could be handed out with applications or put on the website. The minutes should also be on the website.

Ed Pelc discussed Park E at Old Orchard Beach. Park E has to be crossed to have access to the 2 parcels on the Lake owned by Justin E Pelc (111.20-4-94) and Carolyn Bauer (111.20-4-95). Pelc is asking for a right of way to his parcel. Park E is listed as Town of Castile being the

reputed owner. The Town has to have clear title to that parcel in order to do anything with it. The Supervisor will discuss it with the Town Attorney.

Richard Bausch discussed Local Law 1 – 2009 which deals with notifications for public hearings. He feels the notifications should be put in a couple more papers. If it is a large property, he feels “the property owners within 250 feet notification” rule should be changed from measuring at the property line to measuring at the project. When large projects are being proposed/built, he proposed requiring a sign explaining said project.

Richard Eliasz stated the major intent of the law was to allow people to respond to the notices of variance by letter or in person.

Coun. Tarbell explained that one reason the Town is having the zoning laws codified is to make them easier to understand. All the things the Town is doing will hopefully blend together to help clarify zoning issues.

Mick Griffin feels the reason for the 250 foot rule is someone could be doing something on the south end of their property, another person on the north end and not notify the neighbor.

Motion was made by Coun. Klein, seconded by Coun. Tarbell, resolved that the minutes of May 14 regular meeting and May 29<sup>th</sup> special meeting be approved as submitted.

Polled: Ayes 4, Noes 0, Absent 1 - Carried

The following bills were audited by Coun. Klein and Tarbell:

General Fund – Townwide	\$10,132.64	
General Fund – Outside Village	246.21	Vouchers
Highway Fund – Townwide	1,926.12	#G141 – 172
Highway Fund – Outside Village	4,830.95	#H68 – 77
Silver Lake Sewer District	38,123.20	#S69 – 81
Gardeau Water District	18.00	
Silver Lake Institute Water District	18.00	
Silver Lake Lighting District	<u>413.31</u>	
Total	\$55,708.43	Abstract #006

Motion was made by Coun. Tarbell, seconded by Coun. Klein, resolved that these bills be accepted and paid.

Polled: Ayes 4, Noes 0, Absent 1 – Carried

Motion was made by Coun. Klein, seconded by Coun. Tarbell, resolved that the bills for Dave Reisdorf Inc., Frontier, and Castile Postmaster be prepaid next week when the invoices arrive.

Polled: Ayes 4, Noes 0, Absent 1 – Carried

Motion was made by Coun. Monteleone, seconded by Coun. Tarbell, resolved to accept the Supervisor’s Report for May as submitted.

Polled: Ayes 4, Noes 0, Absent 1 – Carried

REGULAR MEETING, CASTILE TOWN BOARD, June 11, 2009, continued

A fireworks application has been received from the Silver Lake Country Club for a fireworks show to be put on at dusk on June 20, 2009 by Premier Pyrotechnics.

Motion was made by Coun. Monteleone, seconded by Coun. Tarbell, resolved to approve the fireworks permit application number 09 – 01 by Silver Lake Country Club/Premier Pyrotechnics on the condition that the application is faxed to the Town attorney for his approval. (Note: his approval was given with the stipulation that a copy of NYS Penal Law 405, Subdivision 3 accompany each permit).

Polled: Ayes 4, Noes 0, Absent 1 – Carried

A letter has been received from the Wyoming County Department of Probation and Correctional Alternatives inquiring about possibly placing individuals who have been sentenced with community service. If they could be placed in the Town of Castile as their hometown, it would cut down on their out of pocket fuel expenses. The Town Clerk was asked to contact said office to look into the program.

The Supervisor said the paving of Middle Reservation Road should be in June, in a week or two. Jack Beachel is hesitant to start paving Weaver Road, wants to start East Lake Road first. The State is now requiring the right of ways on East Lake Road be deeded which require a notary public's signature. Federal stimulus projects are to take priority.

Coun. Tarbell has been attending as many Planning Board and Zoning Board of Appeal meetings as he could.

Coun. Klein reported the Highway Committee met with Hwy Supt Foley and PWMS Kibler on June 4<sup>th</sup>. The scrap metal money was accounted for.

PWMS Kibler gave his sewer and water report. He had surgery on his right hand for carpal tunnel on May 18<sup>th</sup> and was off work for 10 days. He reported vandalism with one of his arborvitae which was pulled up and thrown up the road.

Coun. Klein reported the highway department is mowing roadsides, hauling stone on Chamberlain Road and working on the ditches by Bill Fitch's.

The Clerk has received 3 reports of stolen flowers in the cemetery this week.

Susan Griffin asked if the Planning Board, Zoning Board of Appeals and Town Board would all benefit from sharing each others' minutes.

Motion was made by Coun. Klein, seconded by Coun. Tarbell, resolved to go into executive session at 8:25 PM to discuss personnel.

Polled: Ayes 4, Noes 0, Absent 1 – Carried

No action was taken.

REGULAR MEETING, CASTILE TOWN BOARD, June 11, 2009, continued

Motion was made by Coun. Klein, seconded by Coun. Tarbell, resolved to come out of executive session at 9:50 PM.

Polled: Ayes 4, Noes 0, Absent 1 – Carried

Motion was made by Coun. Klein, seconded by Coun. Tarbell, resolved to adjourn the meeting at 9:51 PM.

Polled: Ayes 4, Noes 0, Absent 1 – Carried

Respectfully submitted,

\_\_\_\_\_, Town Clerk