

REGULAR TOWN BOARD MEETING

NOVEMBER 13, 2014

7PM

Present: Sup Tarbell  
Coun Klein  
Coun Vitagliano  
Coun Hurst  
Coun Monteleone

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Also present: D. Nourse, J. Koch, D. Draper, D. Swede, W. Weiss, M. Kelly, M. Hotchkiss, B. Bark, K. Bohn, C. Bateman, L. Bateman, B. Schaefer, K. Schaefer, L. Mairs, P. Mairs, J. Maddison, R. Firestine, J. Pascoe, F. Bright, B. Bright, L. Loomis, B. Murphy, G. Murphy, T. Purcell, T. Thomson, T. Thomson, S. Laraby, M. Hanzly, L. Penman, J. Eliaz, R. Eliaz

Sup Tarbell called the meeting to order at 7PM

The following vouchers were audited:

GENERAL FUND – TOWNWIDE	\$7,375.79
GENERAL FUND – OUTSIDE VILLAGE	231.13
HIGHWAY FUND – TOWNWIDE	46,946.75
HIGHWAY FUND – OUTSIDE VILLAGE	8,700.54
SILVER LAKE SEWER DISTRICT	3,568.41
SILVER LAKE LIGHTING DISTRICT	555.78
TOTAL	\$67,378.40

A motion was made by Coun Klein, seconded by Coun Hurst to approve the vouchers totaling \$67,378.40.

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

A motion was made by Coun Vitagliano, seconded by Coun Monteleone, to open the Public Hearing to amend Local Law #3-1985 Sewer Use Law of the Town of Castile.

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

Sup Tarbell explained that the purpose of the public hearing is to allow the Board to make changes to schedules and EDU charts using resolutions as opposed to a Public Hearing and that no changes will be made to the actual law.

M. Emmerson, President of the Silver Lake Association asked if the Board would provide our side of the story relating to the Fire Contract with the Village of Perry.

Sup Tarbell stated that he will allow the other 2 people that asked to be on the agenda to speak and will address all of it at the end.

P. Mairs, President of the Silver Lake Institute relayed the following:

The Castile Town Board  
Attention: Stephen Tarbell, Supervisor  
53 North Main Street  
Castile, New York 14427

Re: Fire Protection Contract  
Village of Perry  
Fire Department

Dear Steve,

The failure of the Castile Town Board to renew the above referred fire protection contract is a grave concern. This contract area which includes the Silver Lake Institute, was created years ago because it was recognized to be closer to the services of the Village of Perry Fire Department. Response time is a critical element in public safety, and for us.

We are a high density community of 166 cottage homes. These residences are all between Camp Road, on the north, and Chapman Road on the south. The cumulative assessed value of these properties is approximately 15 million dollars. (15,000,000). Our residences for the most part, are situated on very small lots. In a number of instances you could not park a golf cart between structures. In the event of an unmanaged fire we wouldn't just possibly lose a house and storage shed. Quite possibly we would see the destruction of entire streets. Our special community would suffer a disastrous end to its 157 year history.

In this situation, we will not risk relying solely for our safety on the Village of Castile's Fire Department, four miles distant. This fire protection contract was enacted years ago to offset the liability of this distance.

We would urge the Town of Castile and The Village of Perry to meet cooperatively, reasonably harmonize their positions, and extend this fire protection contract for an additional 3 years.

Each of your efforts in this very important regard, will be appreciated.

Very Sincerely,



Pete Mairs  
President  
Silver Lake Institute

November 2, 2014

Stephen Tarbell  
Town Supervisor  
Town of Castile  
53 North Main St.  
Castile, NY 14427

Dear Mr. Tarbell:

As an elected official, I am sure you understand that the first responsibility of elected officials is for the safety and security of the persons that reside within their jurisdiction. As an elected Trustee of the Silver Lake Institute, I know I take this very seriously. It has come to my attention that the Town Board of Castile is planning to cancel a long standing agreement between the Town of Castile and the Town of Perry for cooperative emergency services for the Northern area of the Town of Castile. I also serve as a volunteer on an emergency response team and know that minutes count greatly in responding to an emergency. Travel time in an emergency from the Town of Castile is a grave concern for those of us that reside in this area of the town.

As a tax payer, a Trustee, a member of the Legal Committee for the Silver Lake Institute and as a property owner on the Silver Lake Institute grounds; the impending decision of the Castile Board is of critical concern. We have already experienced the consequences of the time delay in having the Castile Paramedics respond to a medical emergency which recently occurred on the Institute grounds. The time delay for Castile paramedics to travel from Castile to the Institute could have had a critical effect on the life of a valued member of our community. We are extremely sensitive to the need for more cooperation between emergency responders that might serve persons in our area of the Town. I am truly grateful for quick and lifesaving response of the Perry emergency responders that saved my father's life when he suffered a heart attack while visiting us at the lake.

It would be my request that the elected officials of the Town of Castile take public safety and security as a number one priority and continue to work with the Perry first responders to resolve this problem.

If response time becomes a factor on a critical emergency and an appropriate agreement not be reached, I am sure members of the Silver Lake Community will hold each and every one of the Castile elected officials responsible for not providing the most efficient service possible

Sincerely,

Dr. Donald L. Weaver  
Silver Lake Institute Trustee  
6964 Harris Ave., Silver Lake NY 14549

T. Thomson a Perry Firefighter addressed the Board. He stated that he feels it would be better for the closer fire department to be called as the first responder rather than a fire department that is further away.

Sup Tarbell relayed the sequence of events to the residents. He stated that the final proposal requested by the Village of Perry (\$5000-2015, \$10,000-2016 and \$15,000-2017) was received after the Perry Fire Department put the full page ad in the paper and that our Board had no time

to respond to the proposal. He also pointed out that the Town needs to file the budget with the County on 11/14/14 and that our budget had been adopted on 10/9/14.

Coun Vitagliano stated that the Board has not taken this issue lightly and that a tremendous amount of time has been spent on this.

Coun Hurst stated that the Castile Fire Department feels comfortable taking over the area that Perry covers for the Town.

Coun Klein stated that the residents are 100% correct with their concerns with their safety and so is the Board, however, we are also responsible for watching their tax dollars.

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Sup Tarbell stated that the Town does not own the Castile Fire Department that the Village does. He stated that we support our Fire Department and that the Village should not look at other towns to provide for 10% of their budget. He explained that the contracts were put into place to help cover for gas and other costs only.

A motion was made by Coun Monteleone, seconded by Coun Vitagliano to approve the minutes from the 10/9/14 meeting.

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None                                      Carried

A motion was made by Coun Klein, seconded by Coun Hurst to approve the Supervisors report.

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None                                      Carried

D. Nourse presented his Highway Report. He stated that the plows are ready to go and he has 1400 ton of salt on hand.

T. Wright, Village DPW, thanked the Town Highway Department for helping with the blacktop.

Coun Hurst thanked the Village DPW for helping with trimming of the trees in the Town.

D. Nourse stated that he will be purchasing the 9' Fisher Straight Plow from RS Maher & Son for \$5000.

The Zoning Report was reviewed.

Coun Vitagliano questioned ZEO Swede about unlicensed vehicles. He asked if a resident is allowed to have 1 on their property.

ZEO Swede stated that all unlicensed or unregistered vehicles must be removed or licensed.

The Assessors Report was reviewed.

A motion was made by Coun Hurst, seconded by Coun Monteleone to appoint Dr. Joseph Backer to the Planning Board with the term to be 11/13/14-12/31/19.

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

A motion was made by Coun Vitagliano, seconded by Coun Monteleone to appoint Darshane Conklin to continue another year with the cemetery maintenance.

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Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

A motion was made by Coun Klein, seconded by Coun Hurst to appoint D. DiMatteo and D. Roach as Town Prosecutors for the 2015 year at the rate of \$300 per appearance (monthly).

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

A motion was made by Coun Klein, seconded by Coun Vitagliano to approve the Wage Schedule and Appointments for the Town of Castile.

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

**2015 WAGE SCHEDULE:**

<u>Office</u>	<u>Name</u>	<u>Pay Period</u>	<u>Annual Salary or Hourly Wage</u>
Supervisor	Stephen Tarbell	Bi-weekly	\$ 5,000
Dep.Highway Superintendent	Darryl Nourse	Bi-weekly	\$ as per Union Contract
MEO Part-Time	Dylan Nourse	Bi-weekly	\$ 13.00
MEO Part-Time	Edward James	Bi-Weekly	\$ 11.00
MEO Part-Time	Frank Bean	Bi-weekly	\$ 11.00
MEO Part-Time	Robert Bernard	Bi-weekly	\$ 11.00
MEO Part-Time	Gerald Fuller	Bi-weekly	\$ 11.00
MEO Part-Time	Keith Washburn	Bi-weekly	\$ 11.00
MEO Part-Time	Sam Zanghi	Bi-weekly	\$ 11.00
MEO Part-Time	Gary Loomis	Bi-Weekly	\$ 11.00
Town Clerk	Vickie Draper	Bi-weekly	\$28,090
Deputy Town Clerk	Marie-Elena Deeney	4 weeks (hourly)	\$ 9.93
Vital Statistics Registrar	Vickie Draper	Annually (May)	\$ 426
Tax Collector	Vickie Draper	Bi-Weekly	\$ 3,423
Zoning Secretary	Vickie Draper	Bi-Weekly	\$ 5514
Town Justice	Alphonse Milillo	Bi-weekly	\$ 6120
Town Justice	Ronald Carmichael	Bi-weekly	\$ 6120
Justices' Clerk	Vacant	Bi-weekly	\$
Councilman	John Hurst	Quarterly	\$ 2,500
Councilman	Stanley Klein	Quarterly	\$ 2,500

Councilman	Frank Vitagliano	Quarterly	\$ 2,500
Councilman	Sam Monteleone	Quarterly	\$ 2,500
Assessor	Tina McQuillen	Bi-weekly	\$22,490
Attorney for Town	Michael Kelly	Bi-weekly	\$ 5,000
Historian	Linda Little	Quarterly	\$ 950
Zoning Enforcement Officer	David Swede	Bi-weekly (hourly)	\$ 15.46
Board of Assessment Review		10.00 hr	min. \$ 100
Planning and Zoning Board - Per Regularly Scheduled Monthly Meeting			
			\$40.00 for Chairman, \$30.00 for members
Mileage rate:	50 cents		
Highway Department-	As per Union Contract		
Sewer Department	Jason Koch	Bi-weekly (hourly)	\$ 16.00

REGULAR TOWN BOARD MEETING, cont'd NOVEMBER 13, 2014 7PM

**PROCEDURES FOR PUBLIC PARTICIPATION AT TOWN BOARD MEETINGS**

Any person wishing to address the Town Board must request from the Town Clerk at least 48 hours in advance to be placed on the agenda for the regular town meeting, and must advise the Town Clerk of the subject of their presentation. Each presentation and/or presenter will be limited to five (5) minutes unless extended by questioning by the board. If two or more individuals wish to present on the same subject, the time limit is reduced to three (3) minutes each. The Board may, at its discretion, reply to the presentation, table the matter, or take it under consideration for determination at a future meeting. Any person at the meeting, but not on the evening agenda may, at the discretion of the presiding official, be allowed to present after the conclusion of all items on the evening's agenda. Board members will be allowed to broach subjects not on the agenda, but non-board members will not be allowed to present on these subjects, except under the above rules.

Town of Castile - appointments, designations  
and wage schedules for 1/1/15 - 12/31/15

Appointments: (1/1/15 - 12/31/15, unless specified otherwise)

Deputy Supervisor	Stanley Klein
Dep. Highway Superintendent	Darryl Nourse
Electrical/Pipe Maintenance Worker	Jason Koch
Town Attorney	Michael Kelly
Historian	Linda Little
Zoning Officer	David Swede
Town Justice Clerk	Vacant
Board of Appeals - term expires 12/31/18	Ronald Klein
Board of Appeals - term expires 12/31/19	Richard Bausch (Chairperson)
Board of Appeals - term expires 12/31/16	Anna Mae Balmas
Board of Appeals - term expires 12/31/17	Gary Baxter
Board of Appeals - term expires 12/31/15	William Barton
Board of Appeals - term expires 12/31/18	Ann Heizmann (Alternate)
Director of Youth Recreation	to be appointed w/Village(vacant)
Castile Planning Board - term 1/1/11 - 12/31/15	Walter E Faryna
Castile Planning Board - term 1/1/12 - 12/31/16	William Bliss (alternate)
Castile Planning Board - term 1/1/10 - 12/31/19	Richard M Eliaz (Chairperson)
Castile Planning Board - term 11/13/14 -12/31/19	Joseph Backer

Castile Planning Board - term 1/1/09 – 12/31/18 Linda Holz  
Castile Planning Board - term 1/1/13 - 12/31/17 Alan Gregg  
Castile Planning Board – term 10/1/14 – 12/31/18 Timothy McMullen

Committees: (First named Board member is designated chairperson and/or voting member)

Highway and Cemetery: Coun. Klein, Monteleone, Supv. Tarbell  
Planning and Zoning: Coun. Hurst, Vitagliano, Supv. Tarbell  
Insurance: Coun. Vitagliano, Hurst, Supv. Tarbell  
Silver Lake Watershed Commission: Coun. Klein, Monteleone, Supv. Tarbell

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Water and Sewer: Sup. Tarbell, Coun. Monteleone, Klein

Library: Coun. Vitagliano, Hurst, Supv. Tarbell  
Youth Recreation: Coun. Hurst, Vitagliano, Supv. Tarbell  
Cablevision: Coun. Vitagliano, Supv. Tarbell  
Labor Management: Coun. Klein, Supv. Tarbell  
Solid Waste: Coun. Klein, Vitagliano, Supv. Tarbell  
Auditing: All Councilman  
Building Committee: Sup. Tarbell, Coun. Vitagliano, alt. Coun. Monteleone  
Sexual Harrassment Committee: Coun. Vitagliano, Coun. Klein

Designations:

Town Depository: Bank of Castile (Castile), Five Star Bank (Warsaw)  
Official Newspapers: Perry Herald  
Official Regular Meeting Night for Town Board: Second Thursday of each month at 7:00 PM. See procedures for public participation  
Town Justice Court: Mondays 7:30 PM at Town Hall Court Room.

At 8:10PM a motion was made by Coun Hurst, seconded by Coun Vitagliano to close the public hearing concerning the Sewer Use Law.

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

At 8:10PM a motion was made by Coun Hurst, seconded by Coun Vitagliano to go into Executive Session regarding a Court Matter and the Fire Contract.

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

At 9:05PM a motion was made by Coun Monteleone, seconded by Coun Vitagliano to come out of Executive Session.

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

A Motion was made by Coun Hurst, seconded by Coun Monteleone to amend Local Law #3-1985 Sewer Use Law of the Town of Castile, allowing the Board to make changes to the Schedules and EDU Chart by resolution rather than a public hearing.

REGULAR TOWN BOARD MEETING, cont'd NOVEMBER 13, 2014 7PM

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

A motion was made by Coun Monteleone, seconded by Coun Klein to rescind the following motion from the October 9, 2014 meeting:

A motion was made by Coun Monteleone, seconded by Coun Hurst to increase the Village of Castile Fire Contract \$2,000 for the 2015 Budget, \$1000 additional for 2016 and \$1000 additional for 2017 in place of the expiring contract with the Village of Perry, effective 1/1/15.

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

A motion was made by Coun Monteleone, seconded by Coun Klein to approve the Village of Perry Fire Contract for \$5,000 for 2015, \$10,000 for 2016 and \$15,000 for 2017.

Polled: Ayes: Monteleone, Klein, Tarbell  
Noes: Vitagliano, Hurst Carried

At 9:09PM a motion was made by Coun Monteleone, seconded by Coun Vitagliano to adjourn the meeting.

Polled: Ayes: Vitagliano, Monteleone, Klein, Hurst, Tarbell  
Noes: None Carried

Respectfully Submitted,