

Public Hearing and Regular Meeting  
Niles Town Board  
Niles Town Hall  
December 3<sup>rd</sup>, 2009

Present: Rick Slagle, Supervisor  
Glenn Porter, Councilman  
Alberta Winters, Councilwoman  
Clarence Edmonds, Councilman

Absent: Bernard Juli, Councilman

Others: Mary and Dave Watkins, John Nolte; Planning Board, Andy Fusco; Town Attorney, Barb Eberhardt, Kathleen Barran; The Citizen, Dick Coalson; Comprehensive Plan, Fred Covert, Ron Rybak, Jason Cuddeback, Roger Slater, Bill Sheppard; Board of Assessment Review, Dick and Lorna DeWitt, Rose and Larry Roser, Ellen Abend; Comprehensive Plan, Dorothy Rizzo; Comprehensive Plan, and Karen Porter; Youth Committee.

Supervisor Slagle called the meeting to order with the Pledge to the Flag at 7:00pm.

**Public Hearing; Comprehensive Plan:**

Supervisor Slagle asked for any comments from the public.

Mr. DeWitt was under the impression that The Comprehensive Plan would be put to a public vote. Mr. Slagle explained that according to a legal review, the Comprehensive Plan was not handled in that manner and that after the Public Hearing and the SEQR review, the Plan is submitted to the County for review and then the Board takes final action.

Supervisor Slagle expressed his appreciation to the Plan Committee members for all of their hard work and diligence in putting the Plan together. Councilman Edmonds also related that he felt the Committee had done a great job.

Supervisor Slagle also stated that although at the onset of the Plan, public input and interest had been great, public participation had waned considerably at the end, as evidenced in the last two informational meetings.

Mr. Martin stated that the Comprehensive Plan was a “living document” that would undergo constant upgrades and changes to meet the needs of the Town.

**Resolution #2009-10:**

Put forth by Councilman Edmonds and dated December 3, 2009.

WHEREAS, THE Town of Niles Town Board has expressed it's intent to act as Lead Agency for the environment review of the proposed Town of Niles Comprehensive Plan: and

WHEREAS, THE Town of Niles Board is participating in the adoption of the Comprehensive Plan and therefore, is considered an Involved Agency in the New York State Environmental Quality Review Act ( SEQRA ), and

NOW, THEREFORE, BE IT RESOLVED, by the Town of Niles Board that the Board hereby declares itself the Lead Agency for the SEQRA environmental review of the proposed Comprehensive Plan.

Seconded by Town Board member Councilman Porter.

ROLL CALL VOTE: Clarence Edmonds – yes  
Glenn Porter – yes  
Bernard Juli – absent  
A. Darlene Winters – yes  
Rickey Slagle, Supervisor – yes

**SEQR Review:**

A motion was made by Councilman Porter and seconded by Councilman Edmonds that after the SEQR review it was found that this project does not have any negative environmental impact and the negative SEQR form be adopted.

Motion carried by a unanimous yes vote.

A motion was made by Supervisor Slagle and seconded by Councilwoman Winters that the Public Hearing be closed at 7:24pm.

Motion carried by a unanimous yes vote.

**November Meeting Minutes:**

A motion was made by councilwoman Winters and seconded by Councilman Edmonds that the minutes of the November 5. 2009 meeting be approved.

Motion carried by a unanimous yes vote.

**Open to the Public:**

Mrs. Eberhardt stated that the Open Burn regulations are now in effect, as of October. She further suggested that these be published in the Town Newsletter.

Mr. DeWitt does not agree with the increased amounts of salaries in the Town's 2010 Budget. He stated that the raises were reasonable but did not think this was the year to implement them.

Mr. DeWitt complimented Mr. Steger and his Highway crew for the job they did on the roads (Patch and Chip). He feels a Commendation should go into their Personnel File.

**Ancient Town Barn:**

Councilman Edmonds feels that the Barn should be kept as a small Museum. A Public Hearing date will be set at the end of year Town Meeting, to allow for public opinion on what should be done with the building. Recommendations from the Public are requested.

**Account Balance:**

Supervisor Slagle reported the Town Account balances as of November 30, 2009 and the total was \$1,579,000.00.

**Department Reports:**

**Assessor:** Mr. Stanford reports that all eligible Aged, Star and Agriculture Exemptions have been mailed out and have started coming back in to his office.

The RP 425, Income Verification Program, is in effect and being used by the Assessors office.

Mr. Mellor continues taking pictures of the properties in the Town and getting them online. Mr. Stanford states that Mr. Mellor is doing a great job and that they are 2 to 3 months ahead of schedule for the Revaluation.

**Code Enforcement:** Mr. VeVone was unable to attend the meeting but submitted a written report. It states that from October 1, 2009 to December 1, 2009 \$475.00 has been collected in Building Permit fees and year to date collected fees is \$4,257.00.

**Town Clerk:** Ms. Nolte asked that a Citizen bill that had arrived after the Abstracts were submitted for signature be paid with this month's bill.

**Highway:** Mr. Steger stated that the Highway Department continues to work on the roads. He has been conducting interviews for the position opening. He hopes to have a decision mid to late December

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**Abstracts:**

A motion was made by Councilman Porter and seconded by Supervisor Slagle to pay the abstracts as amended.

General Fund: #325 - #352 \$12,785.23  
Highway Fund: #278 - #293 \$28,412.18  
Garbage Fund #012 – 15,125.00

Motion carried by a unanimous yes vote.

**Judge Bench:**

A deposit has been made to Seth Semenza in the amount of \$1,000.00 to initiate the building of the bench.

**Newsletter:**

Mrs. Winters hopes to have the Newsletter published and circulated by the end of January. She is still awaiting a few submissions.

**End of Year Meeting:**

A motion was made by Supervisor Slagle and seconded by Councilwoman Winters to set the date for the year end meeting at December 29, 2009 at 7:00pm at the Niles Town Hall.

Motion carried by a unanimous yes vote.

**Other Business:**

Problems with the heat have been fixed. A new motor was purchased and installed.

Scat Van: A motion was made by Councilwoman Winters and seconded by Councilman Edmonds to have Supervisor Slagle sign the Contract for Scat Van services.

Motion carried by a unanimous yes vote.

A motion was made by Councilman Edmonds and seconded by Councilman Porter to send Councilwoman Eberhardt to training.

Motion carried by a unanimous yes vote.

Newly Elected Councilwoman, Mrs. Eberhardt, will be attending a Teleconference on December 8, 2009 entitled, “Just Elected – What Do You Do Now” in Auburn and “2010 Training School for Newly Elected Officials” on January 13 – 15, 2010 in Rochester.

**Presentation:**

Councilwoman Winters asked Mary Watkins to come forward, where she presented Mrs. Watkins with a Plaque and a Snow Globe with Thanks for all the help she has been in getting the History Room set up and running.

**Executive Session:**

A motion was made by Councilman Edmonds and seconded by Councilwoman Winters to go into executive session at 7:51pm.

Motion carried by a unanimous yes vote.

**Regular Session:**

A motion was made by Councilman Edmonds and seconded by Councilwoman Winters to return to regular session at 8:55pm.

Motion carried by a unanimous yes vote.

A motion was made by Councilman Edmonds and seconded by Councilwoman Winters to have Supervisor Slagle sign agreement with Bond, Schoeneck, & King, PLLC., the Town's new attorney after January 1, 2010.

Motion carried by the following vote:  
Supervisor Slagle – yes  
Councilman Porter – abstain  
Councilman Juli – absent  
Councilwoman Winters – yes  
Councilman Edmonds – yes

**Adjourn:**

A motion was made by Councilwoman Winters and seconded by Councilman Porter to adjourn the meeting at 8:56pm.

Motion carried by a unanimous yes vote.

Respectfully Submitted,

Christine L. Nolte