

REGULAR MEETING  
November 14, 2016

**DRAFT**

The Regular Meeting of the Town Board of the Town of New Bremen, County of Lewis and the State of New York was held at the Town Municipal Office Building, 8420 State Rte. 812, New Bremen, New York on the 14<sup>th</sup> day of November 2016.

Town Officer's Present: Peter J. Keys, Supervisor  
David L. Becker, Councilman  
Joseph E. Aucler, Councilman  
Steven Brooks, Councilman  
Marcus Bush, Councilman  
Jonathan M. Bush, Hwy. Superintendent  
Elizabeth B. Jones, Clerk  
Errol A. Aucler, Justice

Attended by: Approximately 3 people

Supervisor Keys called the meeting to order at 6:00 p.m. with the Pledge to the Flag.

**RESOLUTION NO. 113 OF 2016  
APPROVAL OF MINUTES**

On a motion of Councilman Becker, seconded by Councilman Bush, the following resolution was  
ADOPTED Ayes 5 Becker, Aucler, Brooks, Bush, Keys Nays 0

RESOLVED, the minutes of the October 10<sup>th</sup> and 24<sup>th</sup>, 2016 meetings are approved.

**OPEN PUBLIC HEARING**

The Public Hearing for the Preliminary Budget for 2017 was declared open at 6:03 p.m. with Proof of Publication in the Journal & Republican being acknowledged.

**PUBLIC COMMENT**

Supervisor Keys reviewed the budget summary message and opened the floor for comments.

**CLOSE PUBLIC HEARING**

All comments and/or questions by the public pertaining to the 2017 Preliminary Budget were addressed. Therefore, the public hearing was hereby closed at 6:13 p.m. by Supervisor Keys. After discussion, the following resolution was presented.

**RESOLUTION NO. 114 OF 2016  
ADOPTION OF THE 2017 BUDGET**

On a motion by Councilman Brooks, seconded by Councilman Becker, the following resolution was  
ADOPTED Ayes 5 Becker, Aucler, Brooks, Bush, Keys Nays 0

WHEREAS, the Town Board of the Town of New Bremen did meet at the time and place as advertised in the Journal & Republican, now therefore

BE IT RESOLVED, that the Town Board of the Town of New Bremen does hereby adopt such Preliminary Budget of the Town of New Bremen for fiscal year 2017 and said budget will be attached to the proceedings of this meeting, and be it

FURTHER RESOLVED, that the Town Clerk shall prepare and certify a copy of the annual budget as adopted by the Town Board pursuant to Town Law and within 5 days thereof deliver 2 copies to the Supervisor for submission to the Board of Legislators.

**OPEN PUBLIC HEARING**

The Public Hearing for proposed Local Law No. 2 of 2016 – to Amend Local Law No. 1 of 1996 being the Mobile Home Law of the Town of New Bremen was declared open at 6:14 p.m. with Proof of Publication in the Journal & Republican being acknowledged. Supervisor Keys reviewed the proposed changes with discussion following.

**CLOSE PUBLIC HEARING**

There were no comments or questions by the public; therefore, the public hearing was hereby closed at 6:15 p.m. by Supervisor Keys. After discussion, the following resolution was presented.

**RESOLUTION NO. 115 OF 2016  
ADOPTION OF LOCAL LAW NO. 2 OF 2016**

On a motion by Councilman Becker, seconded by Councilman Bush, the following resolution was  
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

WHEREAS, a Resolution was duly adopted by the Town Board of the Town of New Bremen, for a public hearing to be held by said Town Board of the Town of New Bremen on November 14, 2016 at 6 p.m. at the Town Municipal Office Building, to hear all interested parties on a proposed Local Law entitled, “A Local Law to Amend Local Law No. 1 of 1996 being the Mobile Home Law of the Town of New Bremen,” and

WHEREAS, notice of said public hearing was duly advertised in the Journal & Republican, the official newspaper of the Town of New Bremen, and

WHEREAS, said public hearing was duly held on November 14, 2016 at 6 p.m., and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof, and

WHEREAS, the Town Board of the Town of New Bremen, after due deliberation, finds it in the best interest of the Town of New Bremen to adopt said Local Law, now, therefore,

BE IT RESOLVED, that the Town Board of the Town of New Bremen hereby adopts said Local Law No. 2 for the Year 2016, entitled “A Local Law to Amend Local Law No. 1 of 1996 being the Mobile Home Law of the Town of New Bremen”.

\*Copy of said local law to be incorporated at the end of these minutes.

**RESOLUTION NO. 116 OF 2016  
TOWN CLERK'S MONTHLY REPORT**

On a motion of Councilman Becker, seconded by Councilman Brooks, the following resolution was  
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, the Town Clerk's monthly report is approved as submitted.

**HIGHWAY**

Superintendent Bush asked the Board for permission to advertise for Diesel Fuel and Unleaded Gas for the 2017 year. Mr. Bush informed the Board that Danny Grunert will be retiring effective November 30, 2016. Ad has been placed and job posted as prescribed by the Town's Employment and Liability Guidelines policy. After discussion, the following resolution was presented.

**RESOLUTION NO. 117 OF 2016  
ADVERTISE FOR FUEL BIDS**

On a motion of Councilman Aucter, seconded by Councilman Bush, the following resolution was  
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, that unleaded gas and diesel fuel for the 2017 year be advertised for bid for 1 week in the Journal & Republican. Bids will be opened on December 14, 2016 at 6:00 p.m. at the Town Municipal Office Building.

**RESOLUTION NO. 118 OF 2016  
JUSTICES MONTHLY REPORTS**

On a motion of Councilman Aucter, seconded by Councilman Brooks, the following resolution was  
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, the Justices monthly reports are approved as submitted.

**REAL PROPERTY TAX EXEMPTIONS**

Reviewed the current real property tax exemptions and whether they should remain the same for 2017. After discussion, the following resolution was presented.

**RESOLUTION NO. 119 OF 2016  
REAL PROPERTY TAX EXEMPTIONS FOR 2017**

On a motion of Councilman Becker, seconded by Councilman Brooks, the following resolution was  
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, that the Aged, Business and Veterans Real Property Tax Exemptions are to remain the same for the 2017 year for the Town of New Bremen.

\*Copy of said exemption listing is incorporated at the end of these minutes.



**ASSESSOR**

Supervisor Keys received a notice of receipt of application for the 2016 Cyclical Reassessment Aid.

**RESOLUTION NO. 120 OF 2016  
AMBULANCE CONTRACT**

On a motion of Councilman Aucter, seconded by Councilman Brooks, the following resolution was  
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, that a public hearing will be held on December 12, 2016 at 6:00 p.m. at the Town Municipal Office Building for the purpose of renewing a two (2) year contract with the Beaver Falls Fire Department, Inc. for emergency and general ambulance service to the Town of New Bremen with compensation to be set at \$8,000.00 a year. Notice of the Public Hearing is to be published for 1 week in the Journal & Republican.

**ZONING**

Supervisor Keys asked the Board to authorize Ward Dailey, Zoning Officer, to issue an appearance ticket in the Annette Halko and Paul Brown case. Their extension of time granted by the Board (on April 11, 2016) to complete the moving process and removal of the "old" trailer off their property, located at 8826 Van Amber Road, New Bremen ended October 31, 2016. After discussion, the following resolution was presented.

**RESOLUTION NO. 121 OF 2016  
AUTHORIZATION GRANTED**

On a motion of Councilman Becker, seconded by Councilman Aucter, the following resolution was  
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, that the Town Board of the Town of New Bremen hereby authorizes Ward Dailey, Zoning Officer for the Town of New Bremen to issue an Appearance Ticket on Annette Halko and Paul Brown, 8826 Van Amber Road, Town of New Bremen for violation of Local Law No. 1 of 1996 – Mobile Home Law.

**RESOLUTION NO. 122 OF 2016  
SUPERVISOR'S MONTHLY FINANCIAL REPORT**

On a motion of Councilman Becker, seconded by Councilman Brooks, the following resolution was  
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, the Supervisor's monthly financial report is approved as submitted.

**RESOLUTION NO. 123 OF 2016  
AUDIT OF CLAIMS**

On a motion of Councilman Aucter, seconded by Councilman Bush, the following resolution was  
ADOPTED Ayes 5 Becker, Aucter, Brooks, Bush, Keys Nays 0

RESOLVED, that Supervisor Keys is authorized and directed to pay the following amounts on Abstract #9 & #11 of 2016 in the following amounts.



General	Voucher #141 thru #155	\$3,087.71
Highway T-Wide	Voucher #142 thru #155	\$3,704.93
Highway T-Outside	Voucher #33 thru #39	\$39,846.96

The next meeting of the Town Board of the Town of New Bremen will be held on December 12, 2016 at 6:00 p.m. at the Town Municipal Office Building.

With no further business, on a motion of Councilman Becker, seconded by Councilman Bush, the meeting was adjourned at 6:43 p.m. Carried unanimously.

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Elizabeth B. Jones, RMC  
Town Clerk/Tax Collector