

**TOWN OF NORTH HARMONY  
TOWN BOARD MEETING  
MONDAY, 2/12/2024 7:00 PM**

---

<b>ROBERT YATES, SUPERVISOR</b>	<b>PRESENT</b>
<b>DICK SENA, COUNCIL</b>	<b>PRESENT</b>
<b>LOUISE ORTMAN, COUNCIL</b>	<b>PRESENT</b>
<b>NIKIEL ADAMS, COUNCIL</b>	<b>ABSENT</b>
<b>MIKE PFEIL, COUNCIL</b>	<b>PRESENT</b>

**OTHERS PRESENT:** Robin Miller, Bookkeeper; Stephanie Gibbs, Town Clerk; Kelly Johnson, Attorney; Julie Conklin, Zoning & Planning Clerk; Benny Karlson, Highway Superintendent; Howard Peacock, Justice; Brad Lawson, Zoning CEO; Helen & Clayton Emick; Taylor West; Ray Norton; Ro Woodard; Jane Conroe; Uma Vejendla; Jack Hanson; Jim Cirbus; Ken & June Eimiller; John & Jean Lloyd; Jackie Damore; Tammy Rea; Mechele Petrishen.

Mr. Yates brought the Town Board meeting to order at 7:00 PM

- **PLEDGE**
- **MINUTES: 1/8/2024 and 1/18/2024 (Emergency Meeting)**

**MOTION # 25 OF 2024**

**MRS. ORTMAN MOTIONED TO ADOPT THE MINUTES OF THE 1/8/2024 AND 1/18/2024 (EMERGENCY MEETING) TOWN BOARD MEETING AS PRESENTED BY THE TOWN CLERK. MR. SENA SECONDED. YES (4): SENA, YATES, PFEIL, ORTMAN. NO (0). THE MOTION WAS CARRIED.**

- **ANNOUNCEMENTS:**

**JOINT BOARD MEETING - 2/24/2024 @ 1:00 PM.**

- **PUBLIC COMMENT:**

**RAY NORTON – WALL STREET**

**Mr. Norton** said he received a bill from the town for damage done to the road. He said the damage was caused by an offload of a bulldozer that was needed to do some field work which was repairing damage done by the town when they ran an excavator through the hay field. Mr. Norton said he is seeking a resolution. He said either they can call it square, or he deducts what it costs to repair the damage in the hay field.

**Mr. Yates** asked when the damage was done by the town.

**Mr. Norton** said approximately year 2018.

**Mr. Yates** asked if this was the first time he has brought it to the board's attention.

**Mr. Norton** said he had no intention of bringing it to the board's attention until he was sent a bill equivalent to what it is going to cost to fix the field.

**Mr. Yates** asked if he had any documentation and if he gave authorization for the town to put a ditch in the hay field. He said normally it is a general rule that the town does not go off the right of way.

**Mr. Norton** said no.

**Mr. Yates** asked if anyone on the board was aware of the damage to the field.

**Mr. Sena** said he was not aware of the damage to the field. He said he was only aware of damage to the road and that he was under the impression that Mr. Norton offered to pay for the damage.

**Mr. Norton** said he was not turning the damage into his insurance due to losing his house to a fire just before that.

**Mr. Yates** said if CAT was the one that offloaded the dozer he should go through CAT for the damage. He said the Highway Superintendent did repairs to the road and submitted a reasonable price for the repairs.

**Mrs. Johnson** said if the board would like to review what Mr. Norton is presenting, he will need to provide evidence and the cost of repairs.

**Mr. Yates** said he would like to table the matter and give Mr. Norton time to provide documentation.

### RO WOODARD – SPECIAL MARKER BUOYS

**Mrs. Woodard** said she is an operator and board member of the Bemus Point Stow Ferry. She said she is requesting the town to put in a floating object permit to put out 5mph buoys north of the ferry and possibly south of the bridge. Mrs. Woodard said she believes a long time ago there were buoys. She said the ferry is concerned about safety due to the fact they are on cables, and they can't just stop for a boat. Mrs. Woodard said the next step is that the buoys must be purchased, placed, and maintained by the permittee. She said the Community Foundation and the Ferry Committee have considered providing some funding. Mrs. Woodard said she spoke to the Mayor of Bemus, and they are supportive. She said she could write the permit if the town submitted it.

**Mrs. Johnson** said she recommends the board speak to Bemus to do an intermunicipal contract due to there being long term maintenance.

- **RESOLUTIONS:**

#### RESOLUTION #3 OF 2024 – AMENDMENT TO RESOLUTION #2 OF 2024

- **MOTION # 26 OF 2024**

MRS. ORTMAN MOTIONED TO ADOPT THE FOLLOWING RESOLUTION #3 OF 2024 TO AMEND RESOLUTION #2 OF 2024.

**WHEREAS**, the Town of North Harmony Town Board adopted Resolution #2 of 2024 at the Town Board meeting held January 8, 2024 at 7:00 P.M. to open a 180-day Certificate of Deposit in the amount of \$303,576.90 with a 4.75% interest rate with M&T bank.

**WHEREAS**, the Town of North Harmony Town Board Amends Resolution #2 of 2024 to the Town of North Harmony has a Collateral Agreement and an Investment Policy with M&T Bank for a 90-day Certificate of Deposit in the amount of \$304,780.56 with a 4.85% interest rate effective 1/12/2024 and matures 4/11/2024.

**NOW THEREFORE BE RESOLVED**, that the Town Board of the Town of North Harmony authorized the Town of North Harmony to open a 90-day Certificate of Deposit (CD) in the amount of \$304,780.56 with a 4.85% interest rate with M&T bank effective 1/12/2024.

MR. SENA SECONDED. A ROLL CALL VOTE WAS TAKEN BY MRS. GIBBS, TOWN CLERK OF THE FULL FOUR VOTING MEMBERS PRESENT:

Robert Yates, Supervisor	Yes
Louis Ortman, Council	Yes
Richard Sena, Council	Yes
Bruce Pfeil, Council	Yes

**THE MOTION WAS CARRIED.**

**RESOLUTION # 4 OF 2024 - AUTHORIZATION TO APPLY FOR FUNDING FROM THE CHAUTAUQUA COUNTY 2024 OCCUPANCY TAX GRANT PROGRAM FOR LAKES AND WATERWAYS FOR THE TOWN OF NORTH HARMONY CHAUTAUQUA LAKE PLANT & DEBRIS MANAGEMENT PROJECT**

• **MOTION #27 OF 2024**

MR. PFEIL MOTIONED TO ADOPT THE FOLLOWING RESOLUTION #4 OF 2024 FOR AUTHORIZATION TO APPLY FOR FUNDING FROM THE CHAUTAUQUA COUNTY 2024 OCCUPANCY TAX GRANT PROGRAM FOR LAKES AND WATERWAYS FOR THE TOWN OF NORTH HARMONY CHAUTAUQUA LAKE PLANT & DEBRIS MANAGEMENT PROJECT.

**WHEREAS**, Chautauqua Lake is an invaluable asset to Chautauqua County and the municipalities that border it including the Town of North Harmony, but has been designated as an impaired water body and its health and usability are threatened; and

**WHEREAS**, the Town and Chautauqua Lake and Watershed Management Alliance are partnering to secure funding that would allow the Town to work with local lake management providers to use mechanical means to manage excessive and nuisance aquatic plants and debris on the lake in the Town that will have a positive impact on the environmental health of Chautauqua Lake along with its tourism and recreation industry; and

**WHEREAS**, the Chautauqua County 2024 Occupancy Tax Grant Program for Lakes and Waterways offers a funding opportunity for the Project with no local match requirement and a maximum grant amount of \$50,000.00, and as a Member of the Alliance, the Town is entitled to lake and watershed-related grant application preparation services at no additional cost to the Town; therefore be it

**RESOLVED**, that the Town of North Harmony Board authorizes a grant submission to the Chautauqua County 2024 Occupancy Tax Grant Program for Lakes and Waterways for the Town of North Harmony Chautauqua Lake Plant & Debris Management Project, and if the grant application is successful, that the Supervisor is authorized to execute the grant contract, submit project documentation, and act in all matters related to Project and County funding assistance.

MR. SENA SECONDED. A ROLL CALL VOTE WAS TAKEN BY MRS. GIBBS, TOWN CLERK OF THE FULL FOUR VOTING MEMBERS PRESENT:

Robert Yates, Supervisor	Yes
Louis Ortman, Council	Yes
Richard Sena, Council	Yes
Bruce Pfeil, Council	Yes

**THE MOTION WAS CARRIED.**

**RESOLUTION #5 OF 2024 – PAY OFF BAN BOCES ROAD PUSH**

• **MOTION #28 OF 2024**

MR. SENA MOTIONED TO ADOPT THE FOLLOWING RESOLUTION #5 OF 2024 TO PAY OFF THE BOCES ROAD PUSH BAN.

**WHEREAS**, \$8,653.01 is the pay-off amount for the BAN Boces Road Push with M&T Bank. Pay-off amount is valid through February 20, 2024. There are no early termination fees associated with the early pay-off; and

**WHEREAS**, the Town will realize a net savings of \$420.00 in avoided interest fees; and

**WHEREAS**, the Town has a \$9,079.00 balance in the Special District: SD041 BOCES Sewer Road Push fund.

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Board of the Town of North Harmony, New York that the BAN BOCES Road Push in the amount of \$8,653.01 is to be paid off from the Special District SD041 BOCES Sewer Road Push fund balance; and

**BE IT FURTHER RESOLVED**, that this Resolution shall take effect immediately.

**MR. PFEIL SECONDED. A ROLL CALL VOTE WAS TAKEN BY MRS. GIBBS, TOWN CLERK OF THE FULL FOUR VOTING MEMBERS PRESENT:**

Robert Yates, Supervisor	Yes
Louis Ortman, Council	Yes
Richard Sena, Council	Yes
Bruce Pfeil, Council	Yes

**THE MOTION WAS CARRIED.**

**RESOLUTION #6 OF 2024 – OPPOSITION TO NEW YORK STATE SENATE BILL S-00139B AND ASSEMBLY BILL A-1358B.**

• **MOTION #29 OF 2024**

**MRS. ORTMAN MOTIONED TO ADOPT THE FOLLOWING RESOLUTION #6 OF 2024 IN OPPOSITION TO NEW YORK STATE SENATE BILL S-00139B AND ASSEMBLY BILL A-1358B.**

**WHEREAS**, New York Senate Bill number S-00139B has been passed which, if adopted by the NYS Assembly (A1358-B) and signed by the Governor, would require all Judges presiding in the 100 largest Town and Village Courts to be licensed to practice law in the State and to have been admitted to the NYS Bar for at least five years; and

**WHEREAS**, The Town and Village Courts in Chautauqua County are among the nearly 1,200 Justice Courts in the State of New York that collectively handle close to 1 million cases each year; and

**WHEREAS**, The Town and Village Courts are known as the “Courts Closest to the People” and have broad jurisdiction, presiding over civil and criminal matters, thereby performing a vital role in the New York State Unified Court System; and

**WHEREAS**, The Town Court of North Harmony is a vital service to our residents and the Chautauqua County community as a whole; and

**WHEREAS**, The Justices in Chautauqua County’s Town and Village Courts have pledged to be ever mindful of their neutrality and impartiality, and render equal justice to all, while continually adhering to judicial rules of ethics and pronouncements of the New York State Commission of Judicial Conduct; and

**WHEREAS**, The Justices are required to be on-call 24 hours a day, 365 days a year to review/sign arrest and search warrants, perform arraignments, and issue orders of protection; and

**WHEREAS**, The Justices of Town and Village Courts ensure that the rights afforded to defendants by the Constitutions of the United States and the State of New York are provided and protected; and

**WHEREAS**, The Justices of Town and Village Courts preside over trials involving misdemeanor and violation level offenses, thereby ensuring that the victims of those offenses can be heard; and

**WHEREAS**, The Town and Village Courts provide a venue for Citizens to pursue a low-cost and efficient procedure for individuals to resolve civil disputes and landlord/tenant matters; and

**WHEREAS**, The Justices preside nightly and weekend and holiday mornings at the Chautauqua County Arraignment Part ('CAP') conducted in the County Jail, (CAP) that ensures that arrested citizens are promptly afforded legal representation, the opportunity to plead to alleged charges, and be processed for release, bail, or incarceration; and

**WHEREAS**, The New York State Office of Court Administration must certify all as having successfully completed mandatory training both following election and in each subsequent year; and

**WHEREAS**, The New York State's Commission on Judicial Conduct's most recent annual report (2023) identifies that only 13% of the complaints filed against the judiciary were against Town and Village judges while the remaining complaints were against either "State-paid" judges, (constituting approximately 40% of the judiciary) who accounted for approximately 67% of the complaints received, or against non-judicial entities (20%); and

**WHEREAS**, This bill attempts to usurp the right of voters to elect those in their communities that they believe to be fair and impartial, and who would best serve that community, whether they be attorneys or non-attorneys; and

**WHEREAS**, This Bill implicitly suggests that members of a community are incapable of making informed decisions about who should sit in judgment of matters from the straight-forward to the highly complex as may arise in their local courts; and

**WHEREAS**, This legislative body views the intention of this Bill is not to actually improve the courts, but a blatant and unconscionable attempt by the New York State Bar Association, an organization that represents approximately only fifteen percent (15%) of the State's attorneys, to generate increased opportunities for its members, and to dictate who voters may chooses to serve in our local governments;

**NOW THEREFORE, BE IT RESOLVED**, That the Governing board of the Town of North Harmony strongly, and in unequivocal terms, calls on both the leadership in the Senate and Assembly, and the Governor to reject this poorly conceived and hastily fashioned seizure of voters' rights to determine, for themselves, who they would choose to sit as their judges as has been the case for almost two hundred years.

**MR. SENA SECONDED. A ROLL CALL VOTE WAS TAKEN BY MRS. GIBBS, TOWN CLERK OF THE FULL FOUR VOTING MEMBERS PRESENT:**

Robert Yates, Supervisor	Yes
Louis Ortman, Council	Yes
Richard Sena, Council	Yes
Bruce Pfeil, Council	Yes

**THE MOTION WAS CARRIED.**

**RESOLUTION #7 OF 2024 - BALL CREEK ENGINEERING STUDY GRANT (NYSDEC NPG #T01464GG):**

- **MOTION #30 OF 2024**

**MR. PFEIL MOTIONED TO ADOPT THE FOLLOWING RESOLUTION #7 OF 2024 TO REQUEST PROPOSALS FOR THE BALL CREEK ENGINEERING STUDY GRANT (NYSDEC NPG #T01464GG)**

**WHEREAS**, the Town of North Harmony has been awarded a grant from the New York State Department of Environmental Conservation to complete the Town of North Harmony Ball Creek Stabilization Engineering Study Phase 1 and has executed State Assistance Contract #T01464GG in the amount of \$30,000; and

**WHEREAS**, the Town now desires to hire a duly qualified Professional Services firm to perform the engineering work required to complete the Project in accordance with the NYS grant and wishes to solicit competitive proposals via a Request for Proposals; therefore be it

**RESOLVED**, that the Town of North Harmony Board authorizes the issuance of a Request for Proposals, prepared in accordance with NYS grant contract #T01464GG, seeking engineering services for the Town of North Harmony Ball Creek Stabilization Engineering Study Phase 1

MR. SENA SECONDED. A ROLL CALL VOTE WAS TAKEN BY MRS. GIBBS, TOWN CLERK OF THE FULL FOUR VOTING MEMBERS PRESENT:

Robert Yates, Supervisor	Yes
Louis Ortman, Council	Yes
Richard Sena, Council	Yes
Bruce Pfeil, Council	Yes

**THE MOTION WAS CARRIED.**

RESOLUTION #8 OF 2024 – HIRE BAHGET AND LAURITO-BAHGAT FOR CONSULTATION PURPOSES AS NEEDED AND SOUTHERN TIER GRAPHICS FOR CYBER SECURITY RISK ASSESSMENT.

• **MOTION #31 OF 2024**

MR. SENA MOTIONED TO ADOPT THE FOLLOWING RESOLUTION #8 OF 2024 TO HIRE BAHGAT & LAURITO-BAHGAT FOR CONSULTATION PURPOSES AS NEEDED AND SOUTHERN TIER GRAPHICS FOR A CYBER SECURITY RISK ASSESSMENT.

**WHEREAS**, the Town of North Harmony is in need of a qualified professional service for consultation purposes as needed; and

**WHEREAS**, the Town of North Harmony is in need of a Cyber Security Risk Assessment; and

**WHEREAS**, the Town now desires to hire a qualified Professional Service from Bahgat & Laurito-Bahgat for consultation purposes as needed and also desires to hire Southern Tier Graphics for a Cyber Security Risk Assessment; therefore be it

**RESOLVED**, that the Town of North Harmony Board authorizes the town of North Harmony to hire Bahgat & Laurito-Bahgat for consultation purposes as needed and hire Southern Tier Graphics to perform a Cyber Security Risk Assessment.

MRS. ORTMAN SECONDED. A ROLL CALL VOTE WAS TAKEN BY MRS. GIBBS, TOWN CLERK OF THE FULL FOUR VOTING MEMBERS PRESENT:

Robert Yates, Supervisor	Yes
Louis Ortman, Council	Yes
Richard Sena, Council	Yes
Bruce Pfeil, Council	Yes

**THE MOTION WAS CARRIED.**

• **CORRESPONDENCE:** The following correspondence has been received by the Supervisor and is available for review:

ASSESSOR – NOVEMBER PROPERTY TRANSFERS: A/V: \$905,500.00 S/P: \$1,515,000.00 (+\$609,500.00)

ASSESSOR – DECEMBER PROPERTY TRANSFERS: A/V: \$1,129,200.00 S/P: \$1,954,000.00 (+\$824,800.00)

**CHARTER/SPECTRUM**

On or around March 4, 2024, Spectrum Northeast, LLC (“Spectrum”), will launch Newsmax on Channel 222 (172 in Plattsburgh) in high definition on SPP Select and TV Select Plus.

On or around February 28, 2024, Hallmark Dramas located on Spectrum channels 75, 76, 85, or 88 and 629 will be rebranded to Hallmark Mystery on channels 75, 76, 85 or 88 and 629.

On or around February 28, 2024, Hallmark Movies & Mysteries located on channels 75,76, 85 or 88 and 629 will be rebranded to Hallmark Mystery on channels 75,76, 85 or 88 and 629.

On or around February 1, 2024, the following five Music Choice Channels will become on all channel lineups.

Music Choice Dance/EDM will become Music Choice Dance

Music Choice Indie will become Music Choice 60s

Music Choice Metal will become Music Choice Yacht Rock

Music Choice Teen Beats will become Music Choice Teen Hits

Music Choice Musica Urbana will become Music Choice Relaxing Vibes

TAX WARRANT TO SUPERVISOR WAS SATISFIED 2/7/2024 IN THE AMOUNT OF \$1,182,729.28

TAX WARRANT PARTIAL PAYMENT TO CHAUTAUQUA COUNTY SENT 2/7/2024 IN THE AMOUNT OF \$1,000,000.00

- **OLD BUSINESS:**
- **NEW BUSINESS:**

TOWN BOARD MEETING 4/8/2024 – RESCHEDULE MEETING DUE TO SOLAR ECLIPSE

**MOTION # 32 OF 2024**

MR. SENA MOTIONED TO CANCEL THE REGULAR SCHEDULED MONDAY, 4/8/2024 TOWN BOARD MEETING AND RESCHEDULE THE TOWN BOARD MEETING FOR TUESDAY, 4/9/2024 AT 7PM. MR. PFEIL SECONDED. YES (4): SENA, YATES, PFEIL, ORTMAN. NO (0). **THE MOTION WAS CARRIED.**

MOTION TO APPROVE TOWN CLERKS 2023 ANNUAL REPORT

**MOTION # 33 OF 2024**

MRS. ORTMAN MOTIONED TO APPROVE THE TOWN CLERKS 2023 ANNUAL REPORT AS PRESENTED BY THE TOWN CLERK. MR. SENA SECONDED. YES (4): SENA, YATES, PFEIL, ORTMAN. NO (0). **THE MOTION WAS CARRIED.**

JACKIE DAMORE - CLP

**Mrs. Damore** said in addition to Mobi track harvesting she asked the town on behalf of the CLP to reconsider herbicide treatment as well. She proposed a trial for curly leaf pondweed due to its growth before harvesting is possible. She mentioned Aquathol k is used and that the restrictions are no swimming in the lake for at least one day but there are no restrictions on harvesting. She stated they will need a decision by the end of March.

JANE CONROE – CHAUTAUQUA-CONEWANGO CONSORTIUM

**Mrs. Conroe** gave a presentation on the different weeds and plants in the lake and expressed the importance of both herbicides and harvesting.

**Mr. Cirbus** commented on Mrs. Conroe coming to meetings to speak against herbicides and presented a chart that was given to Mr. Sena showing the importance of herbicides. He expressed these are invasive weeds and will never be normal flora. He said he is concerned that people don't feel represented.

AUDIT OF COURT, SUPERVISOR AND TOWN CLERK BOOKS

Court Audit – Mr. Yates & Mr. Sena  
Supervisors Audit – Mrs. Ortman & Mr. Pfeil  
Town Clerk Audit - Undecided

PIGGYBACK OFF ONONDAGA CONTRACT FOR THE PURCHASE OF A NEW TRUCK  
(CONTRACT GOOD 6/24/2023-6/23/2028)

**Mr. Karlson** said this gives us an additional avenue to purchase another truck. He said piggybacking is available and it is a blanket price agreement. Mr. Karlson said he is leaning toward a resolution for next month's meeting.

**Mrs. Johnson** said Mr. Karlson did everything that needed to be done and he complies with NYS law.

HARMONY HISTORICAL SOCIETY PAVING – REQUEST THE TOWN OF NORTH HARMONY TO  
TOWN PAY FOR HALF – ESTIMATE PRICE OF \$3,750.00.

**Mr. Sena** said he can't vote on this without any estimates and knowing if they went out to bid.

**Mr. Yates** said he will contact the Harmony Supervisor to get more information.

STOW FERRY PARK PARKING LOT – PAVE? – ESTIMATE AMOUNT OF \$5,734.40

**Mr. Karlson** said it will be done with nova chip pending getting enough chips from the state. He asked if we wanted the parking lot done and stated it would be done before Memorial Day.

**MOTION #34 OF 2024**

MR. YATES MOTIONED TO PAVE THE STOW FERRY PARKING LOT AT AN ESTIMATED  
AMOUNT OF \$5,734.40. MRS. ORTMAN SECONDED. YES (4): SENA, YATES, PFEIL,  
ORTMAN. NO (0). THE MOTION WAS CARRIED.

FLAIL ARM – PURCHASE PRICE \$3,905.55

**Mr. Karlson** said he went with the cheaper option originally and the equipment bent. He said he is looking for approval due to it being over his procurement policy. Mr. Karlson said this arm is from the manufacturer.

**MOTION #35 OF 2024**

MRS. ORTMAN MOTIONED TO AUTHORIZE THE TOWN HIGHWAY SUPERINTENDENT  
TO PURCHASE A FLAIL ARM AT A PRICE OF \$3,905.55. MR. SENA SECONDED. YES (4):  
SENA, YATES, PFEIL, ORTMAN. NO (0). THE MOTION WAS CARRIED.

STATE APPROVED 1A STONE PRICING

Mr. Karlson said South Dayton Countryside Sand and Gravel is the better value. He said he is asking permission under the best value law to purchase stone from South Dayton Countryside Sand and Gravel.

Mr. Sena said the price at South Dayton Countryside Sand and Gravel is \$1,800.00 more.

**MOTION #36 OF 2024**

MRS. ORTMAN MOTIONED TO AUTHORIZE THE TOWN HIGHWAY SUPERINTENDENT TO PURCHASE TO PURCHASE A1 STONE FROM SOUTH DAYTON COUNTRYSIDE SAND AND GRAVEL. MR. PFEIL SECONDED. YES (3): YATES, PFEIL, ORTMAN. NO (1) SENA.

**THE MOTION WAS CARRIED.**

MOTION TO AUTHORIZE DESTRUCTION OF TOWN RECORDS AS OULINED IN APPENDIX C DATED 2/7/2024 (BOOKKEEPER RECORDS) AND DATED 1/31/2024 (TOWN CLERK RECORDS AND IN LOCAL GOVERNMENT SCHEDULE 1 (LGS -1)

**MOTION #37 OF 2024**

MRS. ORTMAN MOTIONED TO AUTHORIZE DESTRUCTION OF TOWN RECORDS AS OULINED IN APPENDIX C DATED 2/7/2024 (BOOKKEEPER RECORDS) AND DATED 1/31/2024 (TOWN CLERK RECORDS AND IN LOCAL GOVERNMENT SCHEDULE 1 (LGS - 1). MR. PFEIL SECONDED. YES (4): YATES, PFEIL, ORTMAN, SENA. NO (0). **THE**

**MOTION WAS CARRIED.**

MOTION TO GO OUT TO BID FOR INSTALLATION AND REMOVAL OF TOWN DOCK

**MOTION #38 OF 2024**

MRS. ORTMAN MOTIONED TO GO OUT TO BID FOR INSTALLATION AND REMOVAL OF THE TOWN DOCK LOCATED AT STOW FERRY PARK FOR THE YEAR 2024. MR. SENA SECONDED. A ROLL CALL VOTE WAS TAKEN BY MRS. GIBBS, TOWN CLERK OF THE FULL FOUR VOTING MEMBERS PRESENT:

Robert Yates, Supervisor	Yes
Louis Ortman, Council	Yes
Richard Sena, Council	Yes
Bruce Pfeil, Council	Yes

**THE MOTION WAS CARRIED.**

MOTION TO GO OUT TO BID FOR SEALING THE TOWN BUILDING PARKING LOT

**MOTION #39 OF 2024**

MRS. ORTMAN MOTIONED TO GO OUT TO BID FOR SEALING AND STRIPING OF THE TOWN BUILDING PARKING LOT LOCATED AT 5350 STOW RD. ASHVILLE. MR. SENA SECONDED. A ROLL CALL VOTE WAS TAKEN BY MRS. GIBBS, TOWN CLERK OF THE FULL FOUR VOTING MEMBERS PRESENT:

Robert Yates, Supervisor	Yes
Louis Ortman, Council	Yes
Richard Sena, Council	Yes
Bruce Pfeil, Council	Yes

**THE MOTION WAS CARRIED.**

- **ALL OTHER BUSINESS AS NECESSARY**

2024 SNOW TOTAL: 71 ¼”

- **REPORTS**

**ANNE GOLLEY, ASSESSOR**

Mr. Yates read the following report into the record.

**TOWN OF NORTH HARMONY  
ASSESSOR'S REPORT  
February 2024**

In February, we're still busy with receiving exemption renewals, providing apportionments when needed, and continuing with our fieldwork for new construction and any demolitions.

The Vejudla lawsuit has been settled per the December 2023 discussion.

As always, thank you for your continued support of the Assessor's Office.

**HOWARD PEACOCK, JUSTICE**

Mr. Peacock read the following report into the record.

**COURT REPORT FOR THE MONTH OF  
JANUARY 2024**

\$29,784.00 in fines, fees, and surcharges was collected by the Court and was given to the Town of North Harmony CFO for the court cases reported to the NYS Comptroller for **January 2024**. We **opened 196** new cases and **closed 211** cases.

Respectfully Submitted,

Katie A. Zimmer

Court Clerk

**BENNY KARLSON, HIGHWAY SUPERINTENDENT (Copy of Report in Minute Book)**

Mr. Karlson said the pipe listed on his 284 that needs to be replaced on Woodland Drive will cost \$22,453.93 according to the procurement policy he needs permission to purchase that item. He said the pipe is 71 X 47 inches.

**MOTION #40 OF 2024**

**MRS. ORTMAN MOTIONED TO AUTHORIZE THE TOWN HIGHWAY SUPERINTENDENT TO PURCHASE A PIPE THAT NEEDS TO BE REPLACE ON WOODLAWN AT A COST OF \$22,453.93. MR. PFEIL SECONDED. YES (4): YATES, PFEIL, ORTMAN, SENA. NO (0). THE MOTION WAS CARRIED.**

**BRAD LAWSON, ZONING C.E.O. (Copy of Report in Minute Book)**

**JOHN STOW, DCO**

Mr. Yates read the following report into the record.

I received a phone call on January 25<sup>th</sup> from a Deputy of Chautauqua County Sheriff's Department. It was a call asking me if I could aid in the transport of a dog, to the Humane Society, whose owner was being charged with neglect. I had already received a call earlier in the week from a source close to the owner of the dog asking what we could do. Upon checking with the Town Clerk, we discovered the dog was licensed properly, thus stopping me from being able to intervene with the protocols. The sheriff's department was notified, and they investigated the next day, which prompted the call stated above.

When I arrived, the dog was in a very poor condition. He was transported to the Humane Society and met immediately with a veterinarian, given an examination, bath, and haircut. He is expected to make a full recovery.

With all the pictures that were taken of the dog, he thought he was met by the PUP-arazzi. After his photo shoot, he said "Let's get this PAWty started!"

John Stow, DCO

**STEPHANIE GIBBS, DEPUTY TOWN CLERK (Copy of Report in Minute Book)**

Mrs. Gibbs said she had nothing further to add to her report.

**ROBERT YATES, SUPERVISOR (Copy of Report in Minute Book)**

Mr. Yates said he had nothing further to add to his written report.

**MOTION # 41 OF 2024**

MR. ORTMAN MOTIONED TO ACCEPT THE REPORTS OF THE TOWN CLERK AND SUPERVISOR AS PRESENTED. MR. SENA SECONDED. YES (4): SENA, YATES, PFEIL, ORTMAN. NO (0). THE MOTION WAS CARRIED.

**MOTION # 42 OF 2024**

MRS. ORTMAN MOTIONED TO APPROVE THE FOLLOWING VOUCHERS FOR PAYMENT AS REVIEWED AND AUDITED EARLIER:

GENERAL FUND                      \$49,622.11

HIGHWAY FUND                      \$40,169.80

MR. SENA SECONDED. YES (4): SENA, YATES, PFEIL, ORTMAN. NO (0). THE MOTION WAS CARRIED.

**MOTION # 43 OF 2024**

ON A MOTION MADE BY MR. SENA, SECONDED BY MR. PFEIL AND NONE BEING OPPOSED, THE MEETING WAS ADJOURNED AT 9:05 PM.

*Stephanie Gibbs*  
*Town Clerk*