

TOWN OF FRIENDSHIP MEETING MINUTES
JANUARY 17, 2018
7:00 PM
Depot Street Meeting Room

Call to Order by Supervisor Blouvet.

Pledge of Allegiance observed by all.

Roll Call Vote: Supervisor James Blouvet-present
Councilperson: Russell Hall-absent
Councilperson Linda Mascho-present
Councilperson Carolyn Carney-present
Council person: Jill Hoopes-present

Also present: Patricia Schurr-Town Clerk

Assemblage: Brett Clouse, Mike Stump, James Monaheim, Kevin Margerum, Mark Voorheis.

Motion to Approve the Minutes from December 20 and Special Meeting on December 20, 2017, offered by Carolyn Carney, seconded by Jill Hoopes. All approve.

Motion to Approve the minutes from the Organizational Meeting of January 3, 2018 offered by Jill Hoopes, seconded by Carolyn Carney. All approve.

Motion to Approve the Audited Bills from December 2017 in the amount of \$82,022.60 offered by Carolyn Carney, seconded by Jill Hoopes.

Roll call: James Blouvet-aye
Linda Mascho-aye
Carolyn Carney- aye
Jill Hoopes-aye

Motion to approve the Supervisor's report for December 2017, offered by Jill Hoopes, seconded by Linda Mascho. All approve.

NO TRANSFERS.

SUPERVISOR'S CONCERNS

Supervisor Blouvet advises that Oakley Sortore has been to all of his schooling for the water and sewer dept. he just has to wait till March to take the final test. Will hire out about 100 meters to be installed.

Kevin Margerum is working with the Town on repairing the GAR Hall, he would help with repairs if he was supplied with materials, Supervisor is helping with supplies and something will be put on the Town's facebook for any donations for the Hall.

The Supervisor advised that he will be meeting with Crossroads, and they are suppose to break ground within the next 2-3 months at Belvidere. There will also be a Shared Services meeting upcoming. Supervisor Blouvet also advised he had someone approach him regarding putting up a solar farm.

PUBLIC CONCERNS-NONE

PUBLIC HEARING 7:10

a Public Hearing was held before the Town Board at 7:10 p.m. to hear all persons interested in the matter of a proposed resolution to approve the adoption of Introductory Local Law No. 4 of 2017, entitled "A Local Law Amending Local Law No. 1 of 2008 entitled "a A Local Law to Regulate Solid Waste Disposal, Refuse Collection and Recycling." The Supervisor explained how the proposed local law would operate and the reasons why the Town Board in considering adopting it. The Board members answered questions from those present for the public hearing. following the question and answer period the Supervisor declared the public hearing to be closed.

Following the closing of the public Hearing the Town Board considered the adoption of the proposed local law for which the public hearing had earlier been held. After considering and addressing all comments, both in opposition and in support of the proposed local law, the Supervisor asked for a motion that the proposed resolution be adopted. The following resolution was offered by James Blouvet, who moved its adoption, and seconded by Linda Mascho.

WHEREAS, the Town Board of the Town of Friendship believes that it is in the best interest of the Town to adopt a local law amending Local Law No., 1 of 2008 to provide for the pickup of refuse material on collection day not in excess of Four(4) Fifty-Five (55) gallon refuse or garbage containers within the Town of Friendship to protect the health, safety and well being of persons and property within the boundaries of the Town of Friendship, and

WHEREAS, this local law would make it lawful to amend Local Law No. 1 of 2008 to require that no material will be picked up collection day in excess of Four(4) Fifty-Five(55) gallon refuse or garbage containers within the Town of Friendship, and

WHEREAS, a public hearing has been conducted regarding this local law;

NOW THEREFORE BE IT RESOLVE AND DETERMINED, that the Town of Friendship adopt Local Law No. 1 of 2018, formerly known as Introductory Local Law #4 of 2017 entitled "A Local Law Amending Local Law No. 1 of 2008 entitled " A Local Law to Regulate Solid Waste Disposal, Refuse Collection and Recycling" which local law shall provide as follows:

Section One. Repeal and Rescind.

Section 4-D(6) of Local Law No. 1 Of 2008 is hereby repealed.

Section 4-F of Local Law No. 1 Of 2008 is hereby repealed.

Section Two. Adoption of New Section 4-F.

There is hereby adopted a new Section 4-F which shall provide as follows:

section 4-F. No material will be picked up coon collection day in excess of Four(4)Fifty-five (55) gallon refuse or garbage containers.

Section Three. Full Force and Effect. The balance of Local Law No. 1 of 2008 remains in full force and effect without change.

Section Four. Severability.

The invalidity of any section, clause or sentence or provision of this local law shall not affect the validity of any other part of this local law, which can be given effect without such invalid part or parts.

Section Five. Effective date.

This local law shall take effect immediately upon its filing with the office of the Secretary of State as require by section 27 of the Municipal Home rule Law.

The Supervisor asked if there was any further discussion. There being no further discussion the Supervisor put the matter to a roll call vote which resulted as follows:

James Blouvet voting aye
Linda Mascho-voting aye
Carolyn Carney voting aye
Jill Hoopes voting aye
Russell Hall-absent

The Supervisor declared the Local Law to be duly adopted and directed the Town Clerk and Town Attorney to file the local Law with the Department of State as quickly as possible.

PUBLIC HEARING 7:20

A Public Hearing was held before the Town Board at 7:20 p.m. to hear all persons interested in the matter of the adopting of the Introductory Local Law No. 5 of 2017 entitled "A Local Law to Allow cold War Veterans a Limited Town Tax Exemption pursuant to Section 458-B of the Real Property Tax Law" for the purpose of authorizing a limited exemption from real property taxes for residential real property owned by veterans and their surviving spouses within the boundaries of the Town of Friendship who rendered military service to the United States during the "Cold War" pursuant to Section 458-b of the Real Property Tax Law. the Town Supervisor explained how the proposed local law would operate and the reasons why the Town Board is considering adopting it. The board members answered questions from those present for the public hearing. The Supervisor declared the public hearing to be closed.

Following the close of the public hearing the Town Board considered the adoption of the proposed local law for which the public hearing had earlier been held. The Supervisor asked for a resolution that the proposed local law be adopted. the following resolution was made by Carolyn Carney, who moved its adoption, and seconded by James Blouvet to wit:

WHEREAS, the town board of the town of Friendship, Allegany County, State of New York has determined that the adoption of this local law is necessary for the purpose of authorizing a limited exemption from real property taxes for residential real property owned by veterans and their surviving spouses who rendered military service to the United States during the "Cold War" pursuant to Section 458-b of the Real Property Tax Law within the Town of Friendship; and

WHEREAS, the Town Board of the Town of Friendship desires to provide for a local law to allow Cold War Veterans a limited Town Tax Exemption pursuant to Section 459-b of the Real Property Tax Law;

NOW, THEREFORE, be it resolved that the Town of Friendship adopt Local Law No. 2 of 2018, formerly identified as Introductory Local Law No. 5 of 2017, entitled " A Local Law to Allow Cold War Veterans a Limited Town Tax Exemption pursuant to Section 458-B of the Real Property Tax Law" which local law shall provide as follows:

Section 1. Purpose.

The purpose of this local law is to authorize a limited exemption from real property taxes for residential real property owned by veterans and their surviving spouses who rendered military service to the United States during the "Cold War" pursuant to Section 458-B of the Real Property Tax Law.

SECTION 2. Cold War Exemption

- (a) Pursuant to subsection 2(a) of Section 458-B of the Real Property Tax Law of the State of New York, and subject to the definitions, limitations and requirements of said Section 458-B, the Town of Friendship hereby adopts the qualifying residential real property exemption under subsection 2(a)(i) of Section 458-B of the Real Property Tax Law of the State of New York, that is, an exemption in the amount of ten percent(10%) of the assessed value of such property, provided however, that such exemption, as permitted by subsection 2(c)(iii), shall not exceed four thousand dollars or the product of four thousand dollars multiplied by the latest state equalization rate of such property's assessing unit, or, in the case of a special assessing unit, the latest class ratio, whichever is less.
- (b) Pursuant to subsection 2(b) of Section 458-B of the Real Property Tax Law of the State of New York, and subject to the definitions, limitations and requirements of said Section 458-B, the town of Friendship hereby adopts the qualifying residential real property exemption under subsection 2(b) of Section 458-B of the Real Property Tax Law of the State of New York, that is, an exemption in the amount equal to the extent of the product of the assessed value of such property, multiplied by fifty percent(50%) of the Cold War Veteran disability rating; provided, however, that such exemption as permitted by section 2(c)(iii), shall not exceed twenty thousand dollars or the product of twenty thousand dollars multiplied by the latest state equalization rate for the assessing unit, or, in the case of a special assessing unit, the latest class ratio, whichever is less.

SECTION 3. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

SECTION 4. Effective Date.

This Local Law shall take effect immediately upon its filing with the Secretary of State pursuant to Section 27 of the Municipal Home Rule Law, and shall be applicable to all assessment rolls prepared pursuant to the first taxable status date occurring on or after the effective date of this local law.

The Supervisor asked if there was any further discussion. There being no further discussion the Supervisor put the matter to a roll call vote which resulted as follows:

James Blouvet voting aye
Linda Mascho- voting aye
Carolyn Carney voting aye
Jill Hoopes voting aye
Russell Hall voting -absent

The Supervisor declared the Local Law to be duly adopted and directed the Town Clerk and the Town Attorney to file the local law with the Department of State as quickly as possible.

Supervisor close the Public Hearings

Motion to Advertise for bids for fuel for the year 2018, bids to be advertised in the Olean Times Herald for non-collusive closed sealed bids to be received up till 4:00 pm on Tuesday, February 20, 2018 at the Friendship Town Hall and will be opened up on Wednesday, February 21, 2018 at 7:05 p.m., offered by James Blouvet, seconded by Jill Hoopes. All approve.

Motion to approve the Tax Collector software support for 2018 in the amount of \$250.00, offered by Carolyn Carney, seconded by Jill Hoopes.

Roll call vote: James Blouvet-aye
Russell Hall-absent
Linda Mascho-aye
Carolyn Carney-aye
Jill Hoopes-aye

DEPARTMENT REPORTS

Town Clerk Report for December 2017
Town Clerk Summary Report for the year 2017
Code Enforcement report for December 2017
Justice report for November 2017

Public Works

Water Systems Operation report for December 2017
Waste Water report for December 2017
Cuba/Friendship Refuse report for December 2017
Fuel Farm report for December 2017
Dog Control Report for December 2017

7:35 Motion to go into Executive session regarding Lease renewal, offered by James Blouvet, seconded by Linda Mascho, Brett Clouse asked into session.

7:45 Motion to go out of executive session back into regular session offered by James Blouvet, seconded by Linda Mascho.

7:45 Motion to adjourn offered by James Blouvet, seconded by Jill Hoopes.

Respectfully submitted.

Patricia Schurr
Town Clerk