

STATE OF NEW YORK )  
COUNTY OF CHAUTAUQUA ) SS NOVEMBER 12, 2020  
TOWN OF ELLERY )

MINUTES OF THE TOWN BOARD MEETING HELD THURSDAY, NOVEMBER 12, 2020, AT THE ELLERY TOWN HALL, SUNNYSIDE AVENUE, BEMUS POINT, NY COMMENCING AT 7:30 PM.

PRESENT: ARDEN E. JOHNSON, SUPERVISOR  
STEVEN K. HAYES, COUNCILMAN  
JOHN C. CRESANTI, SR., COUNCILMAN  
MARK R. SCHLEMMER, COUNCILMAN

ABSENT: G. CRAIG MILLER, COUNCILMAN

MINUTES TAKEN BY: REBECCA H. HAINES, TOWN CLERK

OTHERS PRESENT: ANNE GOLLEY, ASSESSOR/ZONING OFFICER  
NEIL M. ROBINSON, TOWN ATTORNEY  
ROBERT SAMUELSON, CODE ENFORCEMENT OFFICER

SUPERVISOR JOHNSON CALLED THE MEETING TO ORDER AT 7:30 PM. THE PLEDGE OF ALLEGIANCE WAS OBSERVED.

**ACCEPTANCE – OCTOBER 8, 2020 BOARD MEETING MINUTES**

MOTION BY COUNCILMAN SCHLEMMER, SECOND BY COUNCILMAN CRESANTI: THAT THE MINUTES OF THE OCTOBER 8, 2020 BOARD MEETING BE ACCEPTED FOR FILING.

MR. HAYES – AYE                      MR. JOHNSON – AYE  
MR. CRESANTI – AYE                MR. MILLER – ABSENT - MOTION CARRIED  
MR. SCHLEMMER – AYE

**OCTOBER REPORTS**

TOWN CLERK, REBECCA HAINES SUBMITTED HER OCTOBER REPORT IN THE AMOUNT OF \$5,837.00. THE CHECK TO THE TOWN TOTALED \$5,548.71.

THE BOARD REVIEWED/DISCUSSED THE SEPTEMBER REPORTS SUBMITTED BY THE ZONING OFFICER, CODE ENFORCEMENT OFFICER, ASSESSOR, AND TOWN JUSTICES.

**PUBLIC**

1. KAREN SUBER, MAHANNA ROAD (ATTENDING VIA ZOOM) – REQUESTED THAT THE TOWN SUPPORT THE RESIDENTS OF MAHANNA ROAD WHO ARE REQUESTING WINDSTREAM AND/OR SPECTRUM TO UPGRADE AND EXPAND SERVICES IN THAT AREA. SUPERVISOR

JOHNSON ASKED THAT MRS. SUBER SEND HER INFORMATION/REQUEST TO THE TOWN CLERK AND HE WILL LOOK AT IT ON BEHALF OF THE TOWN BOARD AND THEY WILL SUPPORT THE REQUEST ON BEHALF OF THE RESIDENTS.

- 2. DAVID MARSHALL, WEST OAK HILL ROAD – INTRODUCED HIMSELF AND SAID HE IS WORKING ON HIS EAGLE SCOUT PROJECT WHICH WOULD BE TO INSTALL AN ALL-WEATHER SAND VOLLEYBALL COURT AT THE TOWN OF ELLERY PARK. HE PRESENTED A WRITTEN PLAN OF HIS PROJECT TO THE TOWN BOARD. THERE WAS SOME DISCUSSION AND IT WAS DECIDED THAT DAVID WOULD COME BACK TO THE BOARD WITH SOME REVISIONS TO HIS PROPOSED PROJECT.

**BUDGET TRANSFERS/MODIFICATIONS**

AFTER MUCH DISCUSSION, MOTION BY COUNCILMAN SCHLEMMER, SECONDED BY COUNCILMAN HAYES: THAT THE FOLLOWING BUDGET MODIFICATIONS/TRANSFERS BE APPROVED:

Budget Transfers:

\$115 FROM A1990.4 – SPECIAL ITEMS CONTINGENT TO A9050.8 – EMPLOYEE BENEITS – UNEMPLOYMENT;

\$160 FROM A9060.8 – EMPLOYEE BENEFITS – HOSPITAL & MEDICAL TO A9060.81 – EMPLOYEE BENEFITS – HOSPITAL & MEDICAL – CLERK; AND

Budget Modifications:

WE RRSOLVE TO INCREASE THE HIGHWAY FUND TOWN WIDE 2020 EXPENDITURE BUDGET BY \$975 WHICH REPRESENTS MONIES RECEIVED FROM THE SALE OF SCRAP MATERIALS. THIS WILL INCREASE ACCOUNTS DA2650 – SALES OF SCRAP MATERIALS AND DA5130.4 – MACHINERY – CONTRACTUAL;

WE RESOLVE TO TRANSFER THE FUNDS IN BUDGET LINE DA9950.9 – TRANSFER TO CAPITAL RESERVE OF \$20,000 TO THE EQUIPMENT RESERVE AS STATED IN THE 2020 BUDGET.

MR. HAYES – AYE	MR. JOHNSON – AYE
MR. CRESANTI – AYE	MR. MILLER – ABSENT - MOTION CARRIED
MR. SCHLEMMER – AYE	

**LAKE CONSULTING CONTRACT – SOLITUDE**

MOTION BY COUNCILMAN SCHLEMMER, SECOND BY COUNCILMAN CRESANTI: THAT THE TOWN SUPERVISOR IS AUTHORIZED TO SIGN THE CONSULTING CONTRACT WITH SOLITUDE FOR THE UPCOMING YEAR (10/1/2020-9/30/2021) AT A COST OF \$6,300.00.

MR. HAYES – AYE	MR. JOHNSON – AYE
MR. CRESANTI – AYE	MR. MILLER – ABSENT - MOTION CARRIED
MR. SCHLEMMER – AYE	

**PARK PAVILLION DEDICATION**

SUPERVISOR JOHNSON SAID HE HAD ORDERED A PLACQUE IN HONOR OF LONG TIME TOWN COUNCILMAN, G. CRAIL MILLER AND HE WOULD LIKE TO HAVE IT INSTALLED AT PAVILION #2 AT THE TOWN PARK.

MOTION BY COUNCILMAN CRESANTI, SECOND BY COUNCILMAN SCHLEMMER: THAT THE TOWN OF ELLERY INSTALL A PLAQUE AND NAME PAVILION #2 AT THE TOWN PARK IN HONOR OF LONG TIME COUNCILMAN, G. CRAIG MILLER.

MR. HAYES – AYE	MR. JOHNSON – AYE
MR. CRESANTI – AYE	MR. MILLER – ABSENT - MOTION CARRIED
MR. SCHLEMMER – AYE	

**HIGHWAY SUPERINTENDENT'S REPORT**

TOWN CLERK HAINES REPORTED ON BEHALF OF HIGHWAY SUPERINTENDENT WHO WAS UNABLE TO ATTEND DUE TO AN EMERGENCY WITH HIS FATHER: THE HIGHWAY DEPARTMENT IS BUSY GETTING THE EQUIPMENT READY FOR WINTER; THE DEPARTMENT HAS BEEN MOWING ROADSIDES AND CLEANING DITCHES; THE CREW IS WORKING ON THE ROAD IN THE NEW PART OF THE BEMUS POINT CEMETERY; AND WORK HAS BEEN COMPLETED AT THE TOWN PARK & CEMETERY AND BOTH WILL BE CLOSED AFTER TOMORROW (11/13/20).

**2021 TOWN BUDGET – ADOPTION**

MOTION BY COUNCILMAN CRESANTI, SECOND BY COUNCILMAN HAYES: THAT THE 2021 PRELIMINARY BUDGET BE ADOPTED AS THE FINAL BUDGET FOR 2021.

MR. HAYES – AYE	MR. JOHNSON – AYE
MR. CRESANTI – AYE	MR. MILLER – ABSENT - MOTION CARRIED
MR. SCHLEMMER – AYE	

**VOUCHERS**

MOTION BY COUNCILMAN CRESANTI, SECOND BY COUNCILMAN SCHLEMMER: THAT VOUCHER #'S 523 THROUGH 584, WARRANT #11, IN THE AMOUNT OF \$84,804.33 BE PAID AS AUDITED. \*\*

MR. HAYES – AYE	MR. JOHNSON – AYE
MR. CRESANTI – AYE	MR. MILLER – ABSENT - MOTION CARRIED
MR. SCHLEMMER – AYE	

\*\*THE VOUCHERS APPROVED BY THE HIGHWAY SUPERINTENDENT BUT NOT SIGNED WERE NOT APPROVED.

**ADJOURNMENT**

MOTION BY COUNCILMAN CRESANTI, SECOND BY COUNCILMAN HAYESI: THAT THE BOARD MEETING BE ADJOURNED AT 7:48 PM.

MR. HAYES – AYE  
MR. CRESANTI – AYE  
MR. SCHLEMMER – AYE

MR. JOHNSON – AYE  
MR. MILLER – ABSENT - MOTION CARRIED

SUBMITTED:

REBECCA H. HAINES, RMC/MMC  
MELLERY TOWN CLERK

/RHH