

TOWN OF BUTTERNUTS  
PUBLIC HEARING  
Regular Meeting – October 24, 2018  
Town Hall  
1234 State Highway 51  
Gilbertsville, NY 13776

**DATE: October 24, 2018-6:50 PM**

Present were: Bruce Giuda, Paul Irwin, Scot Lueck, Keith Lilley, Highway Superintendent Jim Polhemus  
Meeting was recorded by Town Clerk (audio).  
Pledge of allegiance was said by all.

**Public Hearing** – Purpose of the hearing is to hear from residents concerning the adoption of A local law to Override the Tax Levy Limit established in General Municipal Law 3-C.

No comments.

**Motion to adjourn public hearing at 6:51 PM**

Motion made by Bruce Giuda  
Seconded by Scot Lueck  
Scot Lueck-Yes  
Bruce Giuda-Yes  
Keith Lilley-Yes  
Paul Irwin-Yes  
Motion passed

**Open Regular Meeting – 6:52 PM**

Privilege of the Floor: Nancy Callahan, Heriberto Rodriguez, Carol Blankenship (Ralbag)

**Motion to dispense with the reading of the minutes of September 12, 2018, September 26, 2018, October 3, 2018 and October 10, 2018**

Motion made by Scot Lueck  
Seconded by Keith Lilley  
Scot Lueck-Yes  
Bruce Giuda-Yes  
Keith Lilley-Yes  
Paul Irwin-Yes  
Motion passed

**Motion to approve minutes of September 12, 2018 as corrected**

Motion made by Scot Lueck  
Seconded by Keith Lilley  
Scot Lueck-Yes  
Bruce Giuda-Yes  
Keith Lilley-Yes  
Paul Irwin-Yes  
Motion passed

**Motion to approve minutes of September 26, 2018 as presented**

Motion made by Keith Lilley  
Seconded by Scot Lueck  
Scot Lueck-Yes  
Bruce Giuda-Yes  
Keith Lilley-Yes  
Paul Irwin-Yes  
Motion passed

**Motion to approve minutes of October 3, 2018 as corrected**

Motion made by Scot Lueck  
Seconded by Paul Irwin  
Scot Lueck-Yes  
Bruce Giuda-Yes  
Keith Lilley-Yes  
Paul Irwin-Yes  
Motion passed

**Motion to approve minutes of October 10, 2018 as presented**

Motion made by Keith Lilley  
Seconded by Scot Lueck  
Scot Lueck-Yes  
Bruce Giuda-Yes  
Keith Lilley-Yes  
Paul Irwin-Yes  
Motion passed

**Reports:**

**Town Clerk –\$310.07**

**Town Justice - \$737 fines**

**Dog Control Report-Nothing**

**Assessor's report was received – Supervisor Guida went over settlement of lawsuit with Otsego Electric concerning a reduction in assessment.**

**Highway Superintendent – Report was presented by Highway Superintendent Jim Polhemus and is on file with the Town Clerk**

**Town Supervisor went over claim from Frontier concerning damage to a cable on River Road.**

**Motion to accept the report of the Highway Superintendent**

Motion made by Scot Lueck  
Seconded by Paul Irwin  
Scot Lueck-Yes  
Bruce Giuda-Yes  
Keith Lilley-Yes  
Paul Irwin-Yes  
Motion passed

Supervisors Report-working with town attorney, engineer and contractor

**Motion to accept Financial report for September**

Motion made by Keith Lilley

Seconded by Paul Irwin

Scot Lueck-Yes

Bruce Giuda-Yes

Keith Lilley-Yes

Paul Irwin-Yes

Motion passed

Committees:

Audit – nothing

Building and Grounds – No committee at this time

Personnel- Nothing

Budget – Nothing

Highway and Machinery – Nothing

Ethics – met on October 15, 2018

Copes Corners Park-shut down is proceeding

Spoils Policy was discussed and decided it needs more definition of “family member.”

Proposed Site Plan Review law was discussed as to inclusion of solar/wind in law or consider as a separate item.

**Motion to authorize town supervisor to sign settlement agreement with Upstate Companies LLC**

Motion made by Scot Lueck

Seconded by Keith Lilley

Scot Lueck-Yes

Bruce Giuda-Yes

Keith Lilley-Yes

Paul Irwin-Yes

Motion passed

Town Board discussed Intermunicipal Agreement to Develop a Countywide Stream Maintenance Program – still need information which was requested

Town Clerk spoke to the Town Board about setting up a computer replacement schedule.

**Motion to purchase a desktop computer for the town tax collector at a maximum amount of \$1500 from A1990.4**

Motion made by Keith Lilley

Seconded by Paul Irwin

Scot Lueck-Yes

Bruce Giuda-Yes

Keith Lilley-Yes

Paul Irwin-Yes

Motion passed

**Motion to adopt a local law to override the tax levy limit established in General Municipal Law 3-C**

Motion made by Keith Lilley

Seconded by Scot Lueck

Scot Lueck-Yes

Bruce Giuda-Yes

Keith Lilley-Yes

Paul Irwin-Yes

Motion passed

Town Supervisor went over progress on highway building renovation project and payment schedule for contractor.

**Motion to reduce CD#300000144 (Bldg. Renovations #2-A208) by \$40,000**

Motion made by Keith Lilley

Seconded by Paul Irwin

Scot Lueck-Yes

Bruce Giuda-Yes

Keith Lilley-Yes

Paul Irwin-Yes

Motion passed

**Motion to authorize highway superintendent to purchase a Tenco model TCW-11T-39 Tenelene wing plow from Waynes Welding, Inc. for a maximum amount of \$2900**

Motion made by Bruce Giuda

Seconded by Keith Lilley

Scot Lueck-Yes

Bruce Giuda-Yes

Keith Lilley-Yes

Paul Irwin-Yes

Motion passed

PRIVILEGE OF THE FLOOR: Barbara Lilley

**Motion to approve vouchers 18426 through 18465 in the amount of \$112,338.53**

Motion made by Bruce Giuda

Seconded by Scot Lueck

Scot Lueck-Yes

Bruce Giuda-Yes

Keith Lilley-Yes

Paul Irwin-Yes

Motion passed

**Motion to adjourn at 8:26 PM**

Motion made by Scot Lueck

Seconded by Keith Lilley

Scot Lueck-Yes

Bruce Giuda-Yes

Keith Lilley-Yes

Paul Irwin-Yes

Motion passed

Submitted by,

Jacqueline Foster  
Town Clerk