

The October meeting of the East Otto Town Board was called to order at 8:00 PM by Supervisor Ann Rugg on Tuesday October 11, 2016. Ann led the pledge to the Flag.

Present were Councilmen Mike Poch, Dave Forster, William Spors, Sidney Barber, Budget Officer Jim Beach, Highway Superintendent Tom Benz and CEO Jeff Holler.

Guests present were Bob Bowen, Michael Guerin and Angie Sherman

A motion was made by Dave Forster and seconded by Sid Barber to authorize the Supervisor to pay all general and highway funds bills audited. Forster, Poch, Spors, Barber and Rugg were in favor. Motion carried.

	Abstract #	Claim	Amount
Highway 1	107	12-13	\$ 1,214.60
Highway 3	310	89-101	\$ 16035.68
Misc.	M03	03	\$ 57.00
General	010	87-97	\$ 3,541.73

A motion was made by Dave Forster and seconded by Mike Poch to approve and waive the reading of the September 13, 2016 meeting minutes. Forster, Poch, Spors, Barber and Rugg were in favor. Motion carried.

Clerk paid to Supervisor \$336.67 for September 2016 fees and commissions.

Highway: Sean Lexer has been hired to fill the available position for the Highway Department. He will be on a probation period of 6 months.

The new loader was delivered.

Tom met with the DEC at the Sportsman's Club. The Sportsman's Club was concerned about 1 area the DEC told the Sportsman's Club to keep an eye on it, if it becomes a problem to put stone in that area. The DEC will be sending Tom a sign off letter.

The Peterbuilt was serviced for a problem with the fuel pump.

Tom purchased 2 new tires for the town pickup truck and had the front end aligned.

There was an issue with the town's Grainger account regarding the names on the account. Tom was able to resolve the issue.

Town Clerk Deanna Bowen read a thank you card to the board from Mr. & Mrs. Frank Goettelman.

A motion was made by Dave Forster and seconded by Bill Spors to open the public hearing at 9:00PM for comments on the LOCAL LAW NUMBER 1-2016.

No comments from the public were made. A motion to close the public hearing at 9:03PM was made by Dave Forster and seconded by Bill Spors.

A motion was made by Dave Forster and seconded by Mike Poch to adopt the following local law. Forster, Poch, Spors, Barber and Rugg were in favor. Motion carried.

LOCAL LAW NUMBER 1 – 2016
TOWN OF EAST OTTO
COUNTY OF CATTARAUGUS, NEW
YORK

Pursuant to Section 467(1)(b) of the Real Property Tax Law.

A LOCAL LAW GRANTING PARTIAL EXEMPTION ON REAL
PROPERTY TAXATION TO CERTAIN SENIOR CITIZENS AND
REPLACING LOCAL LAW NUMBER 4-2009

BE IT ENACTED by the Town Board of the Town of East Otto as follows:

SECTION 1. Legislative Intent. It is the intent of this legislation to continue to provide a real property tax exemption to certain senior citizens in accordance with Section 467 of the Real Property Tax Law and to distribute the exemption in a more equitable manner. It is the intent of this legislation to add option #2 to the current senior citizen exemption.

SECTION 2. Senior Citizen Real Property Tax Exemption. Effective January 1, 2017, The Town of East Otto shall grant a real property tax exemption to certain individuals sixty-five (65) years of age or over, in accordance with Section 467(1)(b) of the Real Property Tax Law.

SECTION 3. Maximum Income Eligibility Level Effective January 1, 2017, the maximum income eligibility level as described in Section 467 of the Real Property Tax Law is hereby established as follows:

18,500 or less	=50% of assessed value	exempt
\$18,501 but less than \$19,500	=45% of assessed value	exempt
\$19,500 but less than \$20,500	=40% of assessed value	exempt
\$20,500 but less than \$21,500	=35% of assessed value	exempt
\$21,500 but less than \$22,400	=30% of assessed value	exempt
\$22,400 but less than \$23,300	=25% of assessed value	exempt
\$23,300 but less than \$24,200	=20% of assessed value	exempt

Option 2

\$24,200 but less than \$25,100	=15% of assessed value	exempt
\$25,100 but less than \$26,000	=10% of assessed value	exempt

SECTION 4. Real Property Tax Law. All other provisions of Section 467 of the Real Property Tax Law of the State of New York shall be in effect for the purposes of Town and County real property taxation in Cattaraugus County.

SECTION 5. Repeal of Local Law Number 4 2009. Local Law Number 4 2009 entitled “A Local Law Granting Partial Exemption on Real Property Taxation to Certain Persons”, as amended is hereby repealed, effective January 1, 2017

SECTION 6. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 7. Effective Date. This Local Law shall take effect immediately.
Forster, Poch, Spors, Barber and Rugg were in favor. Motion carried.

Roll Call Vote as follows:

Michael Poch	Yes	Sidney Barber	Yes
William Spors	Yes	David Forster	Yes
Ann Rugg	Yes		

All were in favor. Motion carried.

CEO Report: Jeff answered 14 calls, completed 9 inspections, issued 2 permits (1 Single Family and 1 Annual Campground) and deposited to the Clerk \$320.00 in fees collected. Presently the annual campground fee is a flat rate. The board discussed changing this based on the size or number of campers. Jeff will forward this information to the planning board for review.

Ann Rugg asked Tom what could be done with the unevenness of the town hall driveway. Tom believes the driveway has been built over the years and will take a look at it.

Ann Rugg addressed the board with some ideas about formatting the board meetings ahead of time through such things as email. At this time not all of the board members have email.

Tom asked if we could publish our town minutes and notifications in the new paper Springville Times which is currently being delivered for free to residents. Bill stated that the Ellicottville Times is now available in the East Otto post office back by the mailboxes.

Tom stated that the board should look at the ages of the vehicles and the cost of repairs. A discussion amongst the board members regarding age of vehicles, cost of repairs and cost of purchasing or leasing vehicles took place. Mike Poch asked Tom to make a list of the 3 top purchases.

Jim Beach presented proposed changes to the budget.

A motion was made by Bill Spors and seconded by Dave Forster to schedule a public hearing on October 11, 2016 at 8:00PM for the following local law: to override the tax levy limit established

in General Municipal Law 3-c. Forster, Poch, Spors, Barber and Rugg were in favor. Motion carried.

Bill Spors questioned the cost of the summer swim program presented at last month's meeting. The program is only 2 days a week for 6 weeks and cost to the town would be \$2,700. Bill stated that the kids can swim at Holiday Valley pool for free. Discussion about how the children would be transported to Ellicottville took place. Ann suggested we check pricing through Fisher Bus Service and also First Student.

The next town board meeting will be October 25, 2016 at 8pm.

A motion was made by Mike Poch and seconded by Sid Barber to adjourn at 10:45 PM. Spors, Forster, Poch, Barber and Beach were in favor. Motion carried.

Respectfully Submitted

Deanna Bowen
Town Clerk

