

**REGULAR MEETING**  
**TOWN OF SHERMAN**  
**October 3, 2024**

A regular meeting of the town of Sherman Board was held on Thursday, October 3, 2024 at the Town Office Building, 111A Mill St., Sherman, NY, Chautauqua County, New York at 7:00PM.

Present:	Mark D. Persons	Supervisor
	Howard E. Crump	Council Member
	Ben Nickerson	Council Member
	Annette Swan	Town Clerk
	Dennis Sweatman	Highway Superintendent

Absent: Council Member Brant Henning, Council Member James L. Higginbotham

Guests: Tom McNinch Code Officer/Building Inspector  
Perry and Mary Jane Douglas- Sherman Food Pantry  
Kelly Thorton- Sherman Dog Control Officer  
Marty Proctor- Chautauqua County Legislator  
Greg Rater – Sherman town resident

Supervisor Persons called the meeting to order at 7:00PM and led the Pledge to the flag.

**PUBLIC COMMENT**

Kelly Thorton had reviewed the plans the board had made for complying with the upcoming NYS law for townships housing dangerous dogs. These plans include two kennels in a designated area in the garage attached to the clerk’s office. This garage area has a heat source and running water. A fenced in area to the outside would need to be added. She said that the plans for this garage area would be in compliance. She also explained fees (to be paid by the dog owner) associated with housing these dogs. DCO Thorton also left some pamphlets and information on the new dog law for the board members to look over. More discussion will be needed at the November meeting.

Perry and Mary Jane Douglas gave a small report on the Sherman Food Pantry. They explained how there are two food distributions per month. One on the third Saturday of the month (income requirement eligible ) and one on fourth Thursday of the month ( anyone in the Sherman School district is eligible). For the month of August, the Saturday distribution served 56 households, the Thursday distribution served 122 households. They explained how they receive grant money from FeedMoreWNY to purchase the food for their distributions and how money donated to the program helps the food pantry supply needed food to the community residents. Supervisor Persons thanked them for their giving the board a better understanding

how the program works and this information will help the board make a decision about donating to the program, which will be discussed further during the November meeting.

Resident Greg Rater spoke about the recent articles in the Post Journal pertaining to the NYS Department of Conservation 2022 Wetlands Law and regulations that are scheduled to take effect January 1, 2025. In speaking to the Town Board and Legislator Proctor, Mr. Rater expressed his disappointment in the lack of support to the Chautauqua Lake residents, by some of the elected county officials. He feels that not enough information regarding these regulations is being shared or explained properly to the public and that this lack of information could have a negative impact on Chautauqua Lake property, which could negatively affect Chautauqua County as a whole.

### **Resolution # 37**

#### **APPROVAL OF MINUTES**

Councilman Ben Nickerson made a motion, seconded by Howard Crump to approve the September meeting minutes.

AYES: 2          NAYES: 0          MOTION CARRIED

### **RESOLUTION# 38**

#### **ABSTRACTS/CLAIMS**

Councilman Howard Crump made a motion, seconded by Ben Nickerson to approve General Claims # 132 thru #138 in the amount of \$28,990.59 and Highway Claims # 103 thru #110 in the amount of \$3142.13.

AYES: 2          NAYES: 0          MOTION CARRIED

**JUDGE'S REPORT**- no report

#### **CLERK/REGISTRAR'S REPORT**

Marriage licenses for September- 3- Town share \$52.50.

Dog Licenses for the month, there were 24 – town share is \$260.50

One cemetery plot sold for \$400.00

Hunting License sales for September were \$11,503.00. The town share is 603.14

Marriage certificate copies for September 3 @ \$10.00 each.

Death certificate copies 11 @ \$10.00 each for a total of \$110.00.

2 burials @ \$300.00 each for a total of \$600.00.

**ASSESSOR'S REPORT**- no report

#### **CODE ENFORCEMENT/BUILDING INSPECTOR**

Code Enforcement Officer Tom McNinch reported the following:

3194 Route 76 passed pre drywall inspection.  
2797 Armenian Road passed footer inspection.  
8621 Klondyke Road passed footer inspection.  
8818 Route 430 asked for a permit extension.

CEO McNinch was able to speak with the occupant at the end of Bement Road and advised him of all of the maintenance issues that are wrong with the property. Mr. McNinch advised the occupant that he would revisit and reinspect the property on November 15.

### **HIGHWAY SUPERINTENDENT REPORT**

Superintendent Sweatman attended a fall conference meeting in Ellicottville, NY. It was discussed at this meeting that it's going to be very difficult to purchase a non-electrical dump/plow truck after January, because of the state's electric vehicle mandate that will start taking effect in 2025. Also, the prices for these electric vehicles is going to be substantially higher.

Superintendent Sweatman also brought to the board's attention the lack of overtime that the workers are receiving because of less severe winters the area experiences. He asked the board to consider a 4 hour minimum "call in" period during heavier snow times when the highway workers need to be clearing snow after a regular work day. This will be discussed at a future meeting.

### **RESOLUTION #39**

Councilman Ben Nickerson made a motion, seconded by Howard Crump to pay \$100.00 to Cory Hedlund on Freeman Road for pine tree seedlings that were accidentally mowed during roadside mowing this summer.

### **SUPERVISOR REPORT**

- Supervisor Persons shared his thoughts about the landscaping at the Dearing Dorman monument on Titus Road. The current landscaping around the monument is too large of an area to maintain over the summer months. He proposed that the shrubs in the back of the monument be brought in closer, making a smaller area to keep weeded and maintained. The board was in agreement and that the highway crew would make that change.

### **2025 Budget**

Supervisor Persons- 2025 Budget Officer, presented the Town Board with the Tentative 2025 Budget for the Town of Sherman as follows:

General Townwide	\$259,519.00
General Outside the Village	\$ 12,810.00
Highway Townwide	\$291,230.00

Highway Outside the Village	\$395,340.00
Fire District	\$ 45,598.54
Library	<u>\$ 55,000.00</u>
<b>TOTAL 2025 TENTATIVE</b>	<b>\$ 1,059,497.54</b>

Discussion was held on the Tentative Budget.

**RESOLUTION #40**

Councilman Howard Crump made the motion, seconded by Councilman Ben Nickerson to adopt the Tentative Budget as the Preliminary Budget and to set the Public Hearing on the Preliminary Budget for November 7, 2024 at 7:00 PM at the Town of Sherman Office Building.

AYES: 2          NAYES: 0          MOTION CARRIED

General Townwide	\$259,519.00
General Outside the Village	\$ 12,810.00
Highway Townwide	\$291,230.00
Highway Outside the Village	\$395,340.00
Fire District	\$ 45,598.54
Library	<u>\$ 55,000.00</u>

**TOTAL 2025 Preliminary                      \$ 1,059,497.54**

- Supervisor Persons presented the Board with Local Law No. 3 for the year 2024.” A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C.”

**RESOLUTION #41**

Councilman Howard Crump made a motion, seconded by Councilman Ben Nickerson to set the Public Hearing on LOCAL LAW NO. 3 FOR THE YEAR 2024. “A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW SECTION 3-C” to be held November 7, 2024 at 7:10 PM at the Town of Sherman Highway Building, 111A Mill Street, Sherman, NY 14781.

AYES: 2          NAYES: 0          MOTION CARRIED

Meeting adjourned at 8:57 PM  
Respectfully Submitted,

Annette Swan  
Sherman Town Clerk

