

MINUTES OF THE
REGULAR MEETING OF THE TOWN BOARD
OF THE TOWN OF ELLICOTTVILLE, April 8, 2026
at 6:00 pm HELD AT THE TOWN HALL

<u>Present:</u>	Matthew McAndrew	Supervisor
	John Zerfas	Councilman
	Steve Crowley	Councilman
	Robyn George	Town Clerk
	Ben Gross	Engineer
	Seth Pullen (via phone)	Attorney for the Town
	Greg Keyser	Town Planner
	Kelly Frederickson	Building Inspector
	Greg Fitzpatrick	Councilman
	Ken Hinman	Councilman
	Scot Brumagin	Highway Superintendent

Others present: Dre Hollamby, press, Sara (Shatzel) Fitzpatrick

Call meeting to order:

Supervisor McAndrew called the meeting to order and led the Pledge to the Flag.

Privilege of the Floor

- Short Term Rental Application

Sara Fitzpatrick missed the deadline to submit a STR application and wanted to know if the Town had set a cap on the number of STR licenses that would be allowed. The issue is on the agenda for later in the meeting.

Approve Minutes

- Town Board Meeting – March 18, 2026

On motion by Mr. Crowley and second by Mr. Zerfas the amended minutes of the March 18, 2026 meeting were:

Accepted Ayes 5 – McAndrew, Crowley, Hinman, Fitzpatrick & Zerfas
 Nays 0

Audit of Claims

- Pay Town bills on Distribution Report #04-2026

On motion by Mr. Hinman and second by Mr. Fitzpatrick the following resolution was

Accepted Ayes 5 – McAndrew, Crowley, Hinman, Fitzpatrick & Zervas
Nays 0

Resolved that the Town bills be paid on General Ledger Distribution Report 04-26 as follows:

001 - General Fund A:	\$ 26,823.41		
002 - General Fund B:	\$ 4,206.17		
		General Fund Total:	\$ 31,029.58
004 - Highway DB:	\$ 14,738.80		
		Highway Fund Total:	\$ 14,738.80
006 - Water	\$ 7,790.05		
		<u>006 - Water Fund Total</u>	<u>\$ 7,790.05</u>
		Grand Total:	\$ 53,558.43

Supervisor's Report

- Accept Supervisor's Financial Reports

On motion by Mr. Fitzpatrick and second by Mr. Hinman the following resolution was:

Accepted Ayes 5 - McAndrew, Zervas, Fitzpatrick, Hinman & Crowley
Nays 0

Resolved that the Board accept the Supervisor's reports.

- Water Service Rules and Regulations Meeting

On motion by Mr. Hinman and second by Mr. Zervas the following resolution was:

Accepted Ayes 5 - McAndrew, Zervas, Fitzpatrick, Hinman & Crowley
Nays 0

Resolved that the Town Board hold a special meeting on April 29, 2026 at 4pm to review Water Regulations

Present Written Department Reports for Approval

- Clerk's, Police, Planners, Engineers and Building Inspector's Reports

On **motion** by Mr. Crowley and second by Mr. Zerfas the Clerk's, Police, Planning, Engineer and Building Inspector's reports were:

Accepted Ayes 5 – McAndrew, Crowley, Hinman, Fitzpatrick & Zerfas
Nays 0

Department Heads

Jim Bouchard – Police Department – Absent

OIC Bouchard reported via email that there have been a few arrests this month, one notable one was in conjunction with the Cattaraugus County Sheriff's Office and the Southern Tier Regional Drug Task Force. The Ellicottville Police Department's activity that night was directly related to the grant that Tracy obtained, it resulted in the arrest of 2 people for Felony Possession of narcotics.

Scot Brumagin – Highway Department

The Highway Department has been busy plowing, sanding, doing cleanups and switching from winter to spring equipment. Next week they will work on cemetery cleanups, sweeping and changing driveway pipes.

A notice was received regarding at-grade railroad crossing enhancement project. It appears they will be working on all railroad crossings except the one on Bryant Hill Road. Mr. Brumagin is asking that the Board help petition Railroad Traffic Services to address the railroad crossing on Bryant Hill. Calls, emails would be appreciated.

Mr. Crowley has been in contact with the BOCES workforce coordinator about setting up possible student internships with the Highway Department. A fieldtrip to the highway building would be the first step. He anticipates BOCES will contact himself and Mr. Brumagin after the Spring break.

Kelly Fredrickson – CEO Building Inspector

A hearing is scheduled with the Department of State regarding a proposed new build at Holihuts.

Mr. Keyser and Mr. Frederickson will be attending the NYS Floodplain Managers Conference next week.

Greg Keyser – Town Planner

Mr. Keyser is working on a grant application for the Historical Society. He has also been in touch with the Department of Justice in an effort to address security issues for the Court. He is working on drafting an amendment to remove the Conservation Overlay District from designated areas. The LGE grant is expected to be awarded mid to late May. Flood Plain changes are on hold due to lack of federal funding for FEMA.

Ben Gross – Engineering Department

- Leak detection equipment has found several leaks slowing loss of water.
- Holimont Replacement water project plans are submitted to Cattaraugus County DOH so project will be ready for bid after approval.
- Award Mowing Bids

The following bids were submitted for Landscape Maintenance – Cemeteries

<u>Rocki Road Construction</u>	<u>\$5,550.00</u>
<u>Kiss My Grass Lawn Care</u>	<u>\$5,700.00</u>
<u>Delio Landscaping</u>	<u>\$5,700.00</u>
<u>D&J's Lawn Service</u>	<u>\$5,800.00</u>
<u>West Side Handyman</u>	<u>\$7,380.00</u>

Nannen Arboretum Landscape Maintenance:

<u>Rocki Road Construction</u>	<u>\$ 8,500.00</u>
<u>Kiss My Grass Lawn Care</u>	<u>\$10,500.00</u>
<u>Delio Landscaping</u>	<u>\$10,950.00</u>
<u>D&J's Lawn Service</u>	<u>\$12,750.00</u>
<u>West Side Handyman</u>	<u>\$10,500.00</u>

Discussion followed on the overall value of each bid. Not all the bidders supplied references as requested and one had other stipulations. Reliability and past experience with the contractors were also taken into account.

On motion by Mr. Fitzpatrick and second by Mr. Hinman the following resolution was:

Accepted Ayes 5 - McAndrew, Zervas, Fitzpatrick, Hinman & Crowley
 Nays 0

Resolved that the Town award D&J's Lawn Service the contract for the cemeteries and Kiss My Grass the contract for the Nannen Arboretum landscape maintenance.

Executive Session

On motion by Mr. Zervas and second by Mr. Hinman the following resolution was:

Accepted Ayes 5 - McAndrew, Zervas, Fitzpatrick, Hinman & Crowley
 Nays 0

Resolved that the Board enter into executive session to discuss public utility issues (water) and the Short-Term Rental Law.

Motion by Mr. Crowley, seconded by Mr. Zervas to resume regular session. All Ayes. Carried.

New Business

- 43 Jefferson, 23 Adams – Frozen Water line claims

Motion by Mr. Crowley, seconded by Mr. Zervas to table discussion on the water line claims for payment until the May meeting. All Ayes. Carried.

- Short-Term Rental Cap

Currently there are approximately 300 Short-term rental licenses issued.

On motion by Mr. Fitzpatrick and second by Mr. Hinman the following resolution was:

Accepted Ayes 5 - McAndrew, Zervas, Fitzpatrick, Hinman & Crowley
 Nays 0

Resolved that in accordance with 12.18, subsection C5Bi of the Short-term Rental Law, the number of licenses issued is resolved not to exceed 375 at any one time.

- Southern Tier Trail Project Design

On motion by Mr. Crowley and second by Mr. Zervas the following resolution was:

Accepted Ayes 5 - McAndrew, Zervas, Fitzpatrick, Hinman & Crowley
 Nays 0

Resolved that the Town support the Southern Tier Trail Project Design Process Authorization.

Old Business

- Credit Card Policy

Mr. Pullen has a draft credit card policy but would like some input from the Board on specifics, ie., credit threshold and authorizations. It will be presented at the next meeting.

- EVGV Trail

A 5k fundraiser will be held at Holimont on May 3rd.

- Alarm Law – under review
- Fire Hall

Title abstracts have been completed.

Adjournment

Motion by Mr. Zerfas seconded by Mr. Hinman to adjourn the meeting at 7:30pm. All Ayes. Carried.

I, Robyn A. George, Clerk of the Town of Ellicottville, County of Cattaraugus, State of NY, do hereby certify that the foregoing constitutes the complete minutes of the Town Board Meeting held on the 8th day of April, 2026 approved by said Board on the 20th day of May, 2026.

Robyn A. George – Town Clerk