

York Town Board Meeting
March 14th, 2023
7:00 pm

Present: Supervisor Gerald Deming, Council Members: Frank Rose Jr., Amos Smith, Norman Gates and Jason Swede

Absent: None

Others: Dustin Geiger, William Bacon (Liv. Co Economic Development, Director), Henry Fuller, Kate Wilcox, Kirk Richenberg, David Rose, Molly Cummings, Davies Nagel, Becky Lewis, Molly Flavin, Laura Hamilton, Jessie Hamilton, Andrew Walton and Carl Peter (Zoning/Code officer).

** via conference call: Town Attorney James Campbell

Supervisor Deming opened the Town Board Meeting at 7:00 p.m. and invited Councilman Smith to lead in the Pledge of Allegiance.

MINUTES:

RESOLUTION offered by Mr. Swede and seconded by Mr. Smith to approve the minutes of the February 7th, 2023 Regular Meeting and Public Hearing and February 21st Special Town Board Meeting. Voted on and approved, Yes-5, No-0.

BILLS:

RESOLUTION offered by Mr. Smith and seconded by Mr. Swede to approve all claims brought before the Board. Voted on and approved, Yes-5, No-0.

- General Fund # 51-78 \$ 20,463.74
- Consolidated Water/Sewer # 38-57 \$ 28,762.61
- Highway Fund # 28-51 \$ 40,541.76

PRIVILEGES OF THE FLOOR:

1) Livingston County IDA-Bill Bacon:

Supervisor Deming stated that he asked Mr. Bacon to attend tonight's meeting to give a brief overview of the recent Creamery news.

Mr. Bacon reported that Livingston County IDA was notified that DFA (Dairy Farmers of America) will be ceasing operations effective March 31st, 2023. Mr. Bacon stated because of this news they (County) will now review their agreements especially all benefits provided to them previously, including all incentives issued by New York State

as well. Employee tax credits can continue until March 31st and then they will cease as well.

Mr. Bacon clarified that IDA is now documenting information to submit to DFA in Kansas City outlining what is expected based on the contract in place.

Kate Wilcox asked if there is a local contact?

Mr. Bacon replied the local representative is Brian Paris but he will also be done on the 31st.

Henry Fuller questioned if the Town of York will be able to re-coup money?

Mr. Bacon responded they are currently paying the debt service and will need to continue per contract. We are reviewing all aspects of the signed agreement.

Henry Fuller commented that their initial agreement promised 38 jobs but he does not believe they got over 7.

Mr. Bacon replied that the threshold of jobs committed to the State was 25 and they fulfilled the State's requirement.

Kirk Richenberg stated in the beginning they had verbal commitment to assist our existing system but fell short and now even more so.

Supervisor Deming reported numbers are being processed regarding O&M and Water usage.

Kirk Richenberg commented the number to be seen is what they actually used and what they told us previously they were going to use. What is success rate of getting money back or receiving incentives back?

Mr. Bacon answered he would be more worried if it was a business going out of business, which is not the case with DFA.

Kirk Richenberg asked whose name is on the ownership?

Mr. Bacon replied that the County is on the lease but the title is in Western NY Cheese.

Supervisor Deming added that Noblehurst's name is on documents as well. Mr. Bacon stated that this matter is in legal's hands at this time but wanted the Town to be aware of the situation and to keep all informed of the upcoming process.

Henry Fuller asked where does IDA get their money from?

Mr. Bacon responded IDA receives monies from projects and then re-invests in other projects.

Henry Fuller commented that this is the second business failure for Brian Paris.

Mr. Bacon stated that Mr. Paris is only an employee of the business.

Kirk Richenberg commented that there were several grants awarded to this project.

Mr. Bacon mentioned the CDBG Grant (Community Development Block Grant) for infrastructure development, a program by the US Department of Housing and Urban Development. In order to obtain this grant one of the conditions was to employ 25 people which they did.

The Grant was in the amount of \$506,000. The County, as the applicant administered the grant and actually used a consultant to draft the application and assure compliance. The administrative fee of \$16,000 went largely to that firm so the creamery ended up receiving a \$490,000 grant.

Mr. Bacon stated that the County was strictly used as a conduit for the grant and received minimal to nothing financially.

Kate Wilcox asked if there are any plans for others to potentially utilize?

Mr. Bacon replied it would be hard to do under DFA ownership but if they are willing, we can assist and reach out.

Supervisor Deming thanked Mr. Bacon for attending tonight's meeting.

2)Molly Flavin/Jessie & Laura Hamilton:

Jesse Hamilton addressed the Board regarding an ongoing culvert issue under the road dumping water onto his property on Dow Road and also the neighbors (Molly & Dane Flavin) and hope the Town may be able to assist if possible. Molly Flavin stated that there is a heavy stream and pools a great deal of water runoff and trash and empties behind both properties. Mr. Hamilton stated that they have pictures and videos they have documented as well. Mr. Hamilton stated that he has reached out to Highway Supt Mr. Worden and Soil and Water, but continue to experience flooding. Laura Hamilton added that the water got worse once they purchased the second lot, it runs from Rt. 36 to their properties and continues to not drain properly. Jesse Hamilton commented that the water goes through the lots and empties in the back of the properties. Molly Flavin added, this flow of water is all year long, through every season, it does not slow down.

Councilman Smith commented that you may need to tile the area to alleviate the water and asked if they have contacted the neighbors behind them.

Molly flavin replied she has spoken with Mr. Brock but because he does not use the lots, he will not make any changes.

Supervisor Deming asked that he knew Mr. Worden had some idea previously, nothing helped?

Mr. Hamilton stated Soil and Water implied they would contact Mr. Worden, but we have no answer as of yet.

Supervisor Deming stated he will speak with Mr. Worden & Mr. Stryker on Monday about the issue.

Dustin Geiger reported that the previous open grass lots used to flow to Hainsworth's pond but after the development of this area it may have altered the flow, perhaps tiling to the ditch would assist the matter.

Councilman Rose stated that there are so many grades in this area.

Supervisor Deming stated once again the need to speak with Mr. Stryker and Mr. Worden on Monday.

3)Molly Cummings:

Molly Cummings stated that she is representing the Town of York Small Business Group (50 businesses) this evening and wanted the Board to be aware of the newly formed group and their desire to help revitalize the York community. Ms. Cummings inquired if the Board had any plans regarding the solar funds received.

Supervisor Deming stated he has prepared a draft for Board review of potential ideas for usage of the solar funds from various Community Benefit Agreements. Mr. Deming commented that in addition to the current funds we will have more funds in the future. Supervisor Deming stated that he had a conversation with Kate Wilcox about ideas and the desire to have more suggestions based on the best interest of the community.

Ms. Cummings stated that last year she hosted a Foodlink fundraising dinner and the Trail Town Committee sponsored two walks which were well attended and would love for all to attend going forward. Ms. Cummings expressed that the business owners' group and the Trail Town committee are interested in future plans for the Town of York Comprehensive Plan and usage of the existing solar funds and asked if there will be dollar limits.

Supervisor Deming replied that we do not have limits in place thus far but we only have so much to work with and want to use it the best way possible for the entire community. Mr. Deming expressed a few suggestions: (Halloween Party at the Barn at Valley View as previously used and was free to the community, ad money for perhaps a farmer's market, funds to assist the Historical Society house) and monies to continue library services at York Central School. Supervisor Deming commented the Board is open to all ideas and added that number 1 on his list is the Piffard Park. Mr. Deming said, we only have one town owned park and it has been a number of years since we have done anything in that location other than to add new swings.

Ms. Cummings commented that she and her husband David had a discussion sometime ago with Carl Peter about the possibility of using Fire Department land for a new park in the York hamlet.

Supervisor Deming stated once again the Board will certainly welcome all ideas.

4)Henry Fuller:

Mr. Fuller expressed that he feels Mr. Bacon is not accurate with what was done for the Cheese Plant and is quite sure the IDA is a politically oriented group and gives out money to anyone.

Supervisor Deming stated that the project in the Town of York was not chosen by the Livingston County IDA, it was selected by the local farmers in this area for the location.

Mr. Fuller stated that one of those farmers spoke at the Planning Board meeting is actually on the IDA. Supervisor Deming answered that he is not aware of who that is and added he believes the Liv Co. IDA and Bill Bacon do excellent work on behalf of the county.

5)Kirk Richenberg:

Mr. Richenberg asked to speak with the Board this evening regarding Comp Plan, Solar and Water District:

Mr. Richenberg stated that the Board has had discussions about improvements to the Flats Road station, what does that do to the plans if the Cheese Plant is no longer running?

Supervisor Deming replied that it is a very good question and the Board will have to determine if we will still proceed forward.

Additional questions:

Q-Is there a new plan from the County W/S Authority regarding water?

Supervisor Deming reported that new numbers are being drawn up. The water rate will be less than what we currently pay the Village of Geneseo.

Q-There was going to be a new line by the Oxbow, not from Hemlock Lake?

Supervisor Deming answered No, at this time there will not be a connection at Oxbo to Hemlock Lake.

Comment: It would be great to see the changes when they're ready.

Supervisor Deming responded there will be another presentation when ready.

Q-On our website, it reflects that the posting of an RFP for the Comp Plan, who makes up the committee for this?

Supervisor Deming replied in addition to himself, the group consists of Carl Peter, Jay Swede, Joe McIlroy, Dustin Geiger and Angela Ellis for the purpose of securing a consultant.

Dustin Geiger added that the town will still need to develop a committee to be involved in the actual update of the Comprehensive Plan.

Mr. Richenberg asked if the County will be involved in that committee, which Supervisor Deming answered they will not.

Kate Wilcox inquired how the committee will be formed.

Supervisor Deming replied once a consultant has been hired, we can then move forward with committee members. Proposals must be received by March 31st, 2023 2:00p.m.

Q-Are we behind for grant purposes?

Supervisor Deming responded we are not; the State gave us the green light.

Q-What about White Creek PILOT Solar funds?

Supervisor Deming replied we do not have anything as of yet.

Comment: On February 21st, the Board went into Executive Session for contractual matters, you can only go into Executive Session for minimal reasons...

Supervisor Deming stated that we did go into Executive Session for contractual matters that could potentially lead to a legal situation and has done this as well at the County level for years. Attorney Campbell added that boards do this to keep information private on the onset of a situation. Supervisor Deming added legal comes into play with the back and forth discussions with White Creek, they could go to the State claiming we are unreasonable.

Q-Will there be litigation?

Supervisor Deming/Attorney Campbell answered there could be potential litigation if we can't come to an agreement and they go to the State.

Q-Currently we are not in litigation?

Supervisor Deming replied, we are not currently in litigation, just negotiations.

Comment: Unless you are in litigation, the Board should be in open session not executive session. People should be able to hear discussion.

Supervisor Deming commented that he disagrees that we cannot enter into Executive Session, the County proceeds in this fashion and until the State informs him otherwise, he will continue to do so.

Comment: The County IDA has some interest in the PILOT program, they should not participate in the host agreement.

Supervisor Deming answered that the host agreement is for us, not the County and IDA does not receive the host agreement.

Q-Has the school been part of this?

Supervisor Deming replied they were not part of the discussion on Feb 21st.

Henry Fuller-Regarding the County Water Plan, with the \$17 million in escrow the agreement states that a second source of water was required?

Supervisor Deming answered that the second location is Avon but that too is coming from Conesus Lake. The original plan was more water was to come from Hemlock but plans have been altered.

HIGHWAY REPORT:

Mr. Worden submitted the "Agreement to Spend Town Highway Funds" for Board review and approval:

10/6/23

AGREEMENT TO SPEND TOWN HIGHWAY FUNDS

20 23

TOWN OF York

COUNTY OF Livingston

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected for the repair and improvement of highways, and received from the state for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS. The sum of \$347,528.00 may be expended for general repairs upon 54.5 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof.

2. IMPROVEMENTS. The following sums shall be set aside to be expended for the improvement of town highways:

(a) On the road commencing at Craig Rd. at Federal and leading to Stewart, a distance of 1.78 miles. there shall be expended not over the sum of \$ 134,000.00

Type NOVA chip Width of traveled surface 24'
Thickness 1 1/2 Subbase gravel

(b) On the road commencing at Federal Rd at Linwood and leading to Anderson Rd, a distance of .9 miles. there shall be expended not over the sum of \$ 60,000.00

Type NOVA chip Width of traveled surface 22'
Thickness 1 1/2 Subbase gravel

(c) On the road commencing at Simpson Rd at RTP6 and leading to CR 67, a distance of 1.21 miles. there shall be expended not over the sum of \$ 25,000

Type Black Top Width of traveled surface 22'
Thickness 0-2 Subbase gravel
Wedge

No moneys set aside for such improvements shall be expended, nor shall any work be undertaken on such improvements until the Town Superintendent approves the plans, specifications and estimates for such construction.

This agreement shall take effect when it is approved by the Town Board.

Executed in duplicate this 14th day of March, 2023

Cerald Deming
Supervisor

Norman A. Yates
Councilperson

J. E. Smedley
Councilperson

Forth T. Hunt
Councilperson

R. L. C.
Councilperson

Angie Delahanty
Town Highway Superintendent

Note: This Agreement should be signed in duplicate by a majority of the members of the Town Board and by the Town Highway Superintendent. One copy must be filed in the Town Clerk's office and one in the County Highway Superintendent's office. COPIES DO NOT HAVE TO BE FILED IN ALBANY

AGREEMENT TO SPEND TOWN HIGHWAY FUNDS

2023 2023

TOWN OF York
COUNTY OF Livingston

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected for the repair and improvement of highways, and received from the state for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS. The sum of \$342,528.00 may be expended for general repairs upon 54.5 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof.

2. IMPROVEMENTS. The following sums shall be set aside to be expended for the improvement of town highways:

(a) On the road commencing at Chandler Rd AT RT-63 and leading to River Rd, a distance of 1.20 miles. there shall be expended not over the sum of \$ 27,000.00

Type oil & Tar Width of traveled surface 28'
Thickness 1/2 Subbase gravel

(b) On the road commencing at Limerick AT York Rd West and leading to Cowan, a distance of .74 miles. there shall be expended not over the sum of \$ 6,528.00

Type Black Top Width of traveled surface 22'
Thickness 0.26 Subbase gravel
Wedge

(c) On the road commencing at Ratsof Ave AT Ratsof Rd and leading to Road End, a distance of .60 miles. there shall be expended not over the sum of \$ 50,000

Type Black Top Width of traveled surface 20'
Thickness 3" Subbase gravel

No moneys set aside for such improvements shall be expended, nor shall any work be undertaken on such improvements until the Town Superintendent approves the plans, specifications and estimates for such construction.

This agreement shall take effect when it is approved by the Town Board.

Executed in duplicate this 14th day of March, 2023

Gerald Demery
Supervisor
Norman R. Jeter
Councilperson
J. E. Douch
Councilperson

Fred M. ...
Councilperson
...
Councilperson
...
Town Highway Superintendent

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AGREEMENT TO SPEND TOWN HIGHWAY FUNDS

343

20 23

TOWN OF York
 COUNTY OF Livingston

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected for the repair and improvement of highways, and received from the state for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS. The sum of \$ 342,500.00 may be expended for general repairs upon 5.45 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof.

2. IMPROVEMENTS. The following sums shall be set aside to be expended for the improvement of town highways:

(a) On the road commencing at Tenth St AT Retreat Ave and leading to Dead End, a distance of .125 miles. there shall be expended not over the sum of \$ 25,000.00

Type Black Top Width of traveled surface 21'
 Thickness 3" Subbase gravel

(b) On the road commencing at EVAN'S Ave AT Retreat Rd and leading to Tenth St, a distance of .13 miles. there shall be expended not over the sum of \$ 20,000.00

Type Black Top Width of traveled surface 20'
 Thickness 3" Subbase gravel

(c) On the road commencing at _____ and leading to _____, a distance of _____ miles. there shall be expended not over the sum of \$ _____

Type _____ Width of traveled surface _____
 Thickness _____ Subbase _____

No moneys set aside for such improvements shall be expended, nor shall any work be undertaken on such improvements until the Town Superintendent approves the plans, specifications and estimates for such construction.

This agreement shall take effect when it is approved by the Town Board.

Executed in duplicate this 14th day of March, 20 23

Benedo Deming
 Supervisor
Norman Ruffalo
 Councilperson
[Signature]
 Councilperson

[Signature]
 Councilperson
[Signature]
 Councilperson
[Signature]
 Town Highway Superintendent

Note: This Agreement should be signed in duplicate by a majority of the members of the Town Board and by the Town Highway Superintendent. One copy must be filed in the Town Clerk's office and one in the County Highway Superintendent's office. COPIES DO NOT HAVE TO BE FILED IN ALBANY

RESOLUTION offered by Councilman Smith and seconded by Councilman Swede, Pursuant to the provisions of Section 284 of the Highway Law, we agree that monies levied and collected for the repair and improvement of highways, and received from the State for the repair and improvements of highways, shall be expended in the amount of \$347,528.00. Voted on and approved, Yes-5, No-0.

NEW BUSINESS:

1)Sewer Tap Application:

a) Jason Dieter; Acct #25-1115

RESOLUTION offered by Mr. Rose and seconded by Mr. Smith to approve the Sewer Tap Application submitted by Jason Dieter for property located at 2598 Chandler Road. Voted on and approved, Yes-5, No-0.

*Fee is waived due to the parcel already being charged a yearly debt service.

2)Water Tap Application:

a) Kenneth Mignemi:

RESOLUTION offered by Mr. Smith and seconded by Mr. Gates to approve the Water Tap Application submitted by Kenneth Mignemi for property located on Milroy Road in the amount of \$1,500.00. Voted on and approved, Yes-5, No-0.

3) Justice(s) Audit: (Conducted earlier this evening by Supervisor Deming)

RESOLUTION offered by Councilman Swede and seconded by Councilman Rose acknowledging that the York Town Board examined Justice Thomas Porter and Justice Daniel Koch's court records for the fiscal year ending December 31, 2022. The Board found them to be procedurally adequate for control of monies, per Section 2019-a of the Uniform Justice Court Act. Voted on and approved, Yes-5, No-0.

4) Brush Clean up:

RESOLUTION offered by Mr. Smith and seconded by Mr. Swede to schedule the 1-day, town wide Spring cleanup for brush/limbs **on Monday, May 1st, 2023**. Voted on and approved, Yes-5, No-0.

5)Proposed Local Laws #3 & 4 for 2023:

Attorney Campbell reported that he prepared prior to tonight's meeting two proposed Local Laws for board review and official presentation in order to then schedule required Public Hearings.

The first Local Law is in regards to a 1 year moratorium on a Large Scale Battery Energy Storage Systems within the Town of York. If the Board wishes to proceed, they will authorize Mr. Campbell to submit this proposed law to the Livingston Co. Planning Department per General Municipal Law Section 239 m for review and then we are able to schedule the hearing.

The second proposed Local Law is to repeal and replace the existing Article VI of the Zoning Ordinance with a new Article VI to regulate the approval and siting of Solar Energy Systems in the township (was originated by Local Law #2 of 2018 and later amended by Local Law #6 of 2019). Mr. Campbell stated this law merges the two previous, into one Local Law.

A. One Year Moratorium-

RESOLUTION offered by Mr. Swede and seconded by Mr. Smith to refer proposed Local Law #3 of 2023; for a 1-year moratorium on Large Scale battery Energy Storage Systems to Livingston County Planning Department for review. Voted on and approved, Yes-5, No-0.

B. Repeal and Replace existing Article VI of Zoning Ordinance-

RESOLUTION offered by Mr. Rose and seconded by Mr. Gates to refer proposed Local Law #4 of 2023; to repeal and replace the existing Article VI of the Zoning Ordinance with a new Article VI to regulate the approval and siting of Solar Energy systems within the Town of York, to the Livingston County Planning Department for review. Voted on and approved, Yes-5, No-0.

Attorney Campbell reported he will submit to the County by the end of the week.

C. Public Hearings-

RESOLUTION offered by Mr. Swede and seconded by Mr. Smith to schedule both Public Hearing for **Wednesday, April 19, 2023 at 5:00 p.m.** Voted on and approved, Yes-5, No-0.

6) Conversations with the County:

Supervisor Deming informed the Board and the public of an upcoming session at the York Town Hall with the Livingston County Administrator, Ian Coyle. Mr. Coyle has been holding a series of open meetings throughout the county called "Conversations with the County" and has slated York for Thursday, **March 23rd, at 5:30 p.m.** The gatherings are for residents and business owners to give feedback and/or ask any questions they may have of the County representative.

7) Highway & Water/Sewer contracts:

Supervisor Deming reported that the Board received written request from the Union Steward to open the Highway and Water/Sewer contracts and asked the Board if they wish to open negotiations at this time.

RESOLUTION offered by Mr. Swede and seconded by Mr. Smith to open negotiations for Highway and Water/Sewer contracts. Voted on and approved, Yes-5, No-0.

8) York Fire Dept:



York Fire Department

P.O. Box 409—York, New York 14592

Established in 2007

To: York Town Board

The York Fire Dept. was able to secure a matching funds grant from NYSDEC to install two new dry hydrants in the town. Our plan is to install one hydrant in the creek on Simpson Rd just east of Caledonia Diesel, the other in a pond on Weilands Farm at the intersection of Old State Rd and Wallace Rd.

We are asking the Board for permission for the Highway Dept. to assist us with the installation of the two hydrants when they can fit it in their schedule.

Respectfully,

Carl A. Peter
Chief, York Fire Dept.

RESOLUTION offered by Mr. Smith and seconded by Mr. Rose authorizing the Highway Department permission to assist the York Fire Department with installation of two hydrants. Voted on and approved, Yes-5, No-0.

9)Trail Town Committee Report:

Trail Town Committee Report to Town Board 3/14/23

1. We had a successful Phoebe Snow Trail hike on February 19 as we visited Hillcrest, Linwood Gardens and Woodlawn Distilling. 35-40 people were involved.

2. We anticipate applying for available grant money for 2023 from PTNY and are currently working on the application.

3. We have planned another Phoebe Snow hike for Sunday, ~~February~~ ^{MARCH} 19 (see flyer). All are welcome.

4. In anticipation of the solar eclipse on April 8, 2024 we will sponsor an event on April 8, 2023.

Dave Nagel/Becky Lewis

PLEASE BE AWARE THIS SCHEDULE HAS BEEN ADJUSTED!
YORK TRAIL TOWN HIKE:
THE PHOEBE SNOW



Sunday, March 19

**“Connecting Communities
Through History”**

Join us as we travel back in time along the Phoebe Snow Trail to Little Italy, the Salt Mining settlement of the late 1800’s now located in the Little Italy Nature Preserve. Celebrate the last day of winter by taking in the unique views of forest and farmland and discover the historic evidence of the origins of the salt mining industry in the beautiful Genesee Valley!

NEW TIME AND LOCATION:

10:45 am—Gather at 3558 Main St, Piffard, NY. (0.2 mi north of the Rt 36/63 intersection in Greigsville). Meet PHOEBE SNOW! and check out a map of the hike.

11:00 am—Travel along the Bidwells Creek Trail to the historic LITTLE ITALY TRAIL. Using CHOFFY BRIDGE cross over Bidwells Creek to the WOODS TRAIL and learn the unique future plans for this trail section. Return to the Little Italy Trail and discover the remnants of the former mining community near Spring Street in Retsof (flat, 1.75 mi)

12 noon— Celebration at Spring Street - “Ring in the Spring” What will the new Retsof trailhead kiosk look like? What is happening at the VATTIMO HOMESITE archaeological excavation? Sponsor: Little Italy Nature Preserve, Inc - dgnagel@rochester.rr.com

Return to the starting point via the Little Italy and Bidwell Creek Trails. (flat, 1.0 mi)

Enjoy a cocktail and/or have a delicious lunch at the WADSWORTH GRILL, 3902 Main St. Piffard (0.6 miles south on Rt 36).

In addition, complete the “Connection” by visiting the Livingston County Historical Society Museum and its new Salt Mining Exhibit - opens in May!

Sponsored by the York Town Trail Committee, the York Historical Society and TOYs (Town Of York small business association) 585-243-3409

a-Support Letter:

RESOLUTION offered by Mr. Swede and seconded by Mr. Smith authorizing Supervisor Deming permission to prepare a letter of support for Trail Town grant funding. Voted

on and approved, Yes-5, No-0.

OTHER:

Henry Fuller asked, who determined that the aquifer under Batzing Farms was contaminated?

Supervisor Deming replied USGS (United States Geological Survey). Mr. Deming added that he has attended multiple meeting with the USGS and it was their conclusion that the cause of the contamination was the collapse of the mine.

Kirk Richenberg inquired if they are still monitoring?

Supervisor Deming answered they are no longer monitoring, DEC is.

ARPA Funds

Supervisor Deming reported that we have \$20,000.00 in ARPA funds from the County and would like to utilize it at the Piffard Playground. Little League representatives have inquired about using this area and he feels as the only town park in our area we should make some much needed improvements for the community to fully utilize.

Councilman Smith asked what can we to do with these funds?

Supervisor Deming stated that he and Mr. Worden have priced out costs for a small pavilion kit (\$10,000) and a new slide (\$2,000), the current back stop is in good shape as well as the basketball court but could use a new backboard with rim/net. Also perhaps updating the benches.

RESOLUTION offered by Mr. Smith and seconded by Mr. Swede authorizing improvement to the Town of York Piffard Playground in the amount not to exceed \$20,000.00. Voted on and approved, Yes-5, No-0.

ADJOURNMENT:

RESOLUTION offered by Mr. Smith and seconded by Mr. Swede to adjourn the Town Board Meeting until April 11th, 2023. Voted on and approved, Yes-5, No-0.

Town Board meeting closed at 8:16 p.m.

Respectfully Submitted,
Christine M. Harris,
Christine M. Harris, Town Clerk