

July 12, 2022
Public Hearing
6:30 p.m.

Present: Supervisor Gerald L. Deming, Council Members: Frank Rose Jr. and
Jason Swede

Absent: Norman Gates and Amos Smith

Others: Andriana & Zachary Kobylanski, Henry Fuller, Angela Watson, Joe McIlroy,
James Campbell (Town Attorney), Eric Wies (CPL), Jason Molino (Liv. Co. Water &
Sewer Authority) Kirk Richenberg, Steve Beardsley, George Worden Jr. (Highway Supt),
Mark McKeown and Olivia Neter (Liberty Power)

Supervisor Deming opened the Public Hearing at 6:35 p.m. and asked Attorney
Campbell to read aloud the Public Hearing notice.

**LEGAL NOTICE
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN, pursuant to the provisions of the Code of the Town of
York, and pursuant to New York State Town Law, that a public hearing shall be held by
the Town Board of the Town of York at the York Town Hall, located at 2668 Main Street,
York, New York at 6:30 p.m. on Tuesday, July 12, 2022 for the purpose of considering
public opinion and comments about or concerning the following:

**A request by Andriana F. and Zachary R. Kobylanski (“applicant”) for the
Town Board to waive a previous condition placed on the Bernecker
Subdivision that was placed on such subdivision by the Town Board as a
condition of its approval on or about August 24, 2006 and which requires
each lot in said subdivision, if developed for single-family residential use, to
have a full basement. Applicants are seeking to build a single-family
residence without a full basement that will be constructed on a slab. The
subject parcel is known as 2642 Dow Road in the Town of York and has a
Tax Map No. of 61.-1-7.276.**

All interested persons are invited to appear and be heard at the aforesaid time and place

Dated: June 16, 2022

By Order of the York Town Board
Christine M. Harris, Town Clerk

Zach Kobylanski reviewed once again the type of structure he and his wife Andriana wish to construct on the property they purchased. The structure style home is referred to as a barn dominium. They are requesting that the Town Board consider waiving the existing stipulations requiring a full basement for a single-family residence. Mr. Kobylanski commented that they purchased two lots; one from Art Bernecker and the other from Ashley Clark and have since combined for one parcel.

Mr. Fuller asked, when you purchased the first lot from Art Bernecker, were you aware of the stipulations?

Mr. Kobylanski replied, we were aware but after evaluating costs for a basement, we altered our plans to what is proposed now.

Mr. Fuller commented that the Town Board stepped in at that time (2006) to put stipulations in place, it doesn't make sense to put them in effect if you aren't going to enforce them.

Attorney Campbell stated that the stipulations were discussed and recommended by the Town Planning Board at that time and had Town Board approval of the subdivision.

Zach Kobylanski stated that they have spoken with each neighbor about the potential plans and none were in opposition of it, and have two actual letters supporting a decision of the Board to waive such stipulations for a full basement.

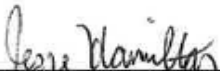
York Town Board
2668 Main St.
York, NY 14592

Dear York Town Board,

We are writing on behalf of our neighbors Zach and Andriana Kobylanski. They have explained to us their desire to build a barndominium house on their property ²⁶⁴²Dow Rd. They have explained that this type of house is a pole barn like structure that will not be built on a basement. They have had to change their original building plans due to inflation and the current cost of building materials. Currently building a house on a basement is cost prohibitive, preventing them from building a house in the near future.

The Bernecker subdivision laws state that all homes must be built on a basement. As their neighbors we are in favor of them building their barndominium style house without a basement. Please make an exception to the Bernecker subdivision laws requiring a basement for all new build houses.

Thank you for your time,



Signature

Jesse Hamilton

Print

York Town Board
2668 Main St.
York, NY 14592

Dear York Town Board,

We are writing on behalf of our neighbors Zach and Andriana Kobylanski. They have explained to us their desire to build a barndominium house on their property 2642 Dow Rd., Piffard, NY 14533. They have explained that this type of house is a pole barn like structure that will not be built on a basement. They have had to change their original building plans due to inflation and the current cost of building materials. Currently building a house on a basement is cost prohibitive, preventing them from building a house in the near future.

The Bernecker subdivision laws state that all homes must be built on a basement. As their neighbors we are in favor of them building their barndominium style house without a basement. Please change the Bernecker subdivision laws requiring a basement for all new build houses.

Thank you for your time,


Signature


Print

Mr. Fuller commented once again if they bought the land knowing the stipulations and now want the Town Board to change it, what about the other property owners who had to adhere to the stipulations.

Supervisor Deming replied that their neighbors seem to be comfortable with their request to the Board and added as the years have gone on, our zoning ordinance is getting older and in need of updates. If individuals want to come to the Board for certain matters, we need to hear all factors before rendering a decision.

Mr. Fuller asked again what type of structure is a barn dominium?

Angela Watson, Architect for the Kobylanski's replied that a barn dominium is a post and beam construction style, not a stick built.

Supervisor Deming stated that the existing regulations lay out a single-family residence as stick built or modular construction on a full basement for this area.

Mr. Fuller commented that they bought the lots with the stipulations & believe it is almost like spot zoning.

Attorney Campbell responded that this situation is definitely not spot zoning.

Mr. Richenberg commented that the notice reflects that the hearing is to allow a home without a full basement but what about the type of structure they want to build, that too doesn't meet the stipulations.

Ms. Watson replied that a barn dominium is a modern take on a post & beams structure.

Mr. Richenberg asked the Board if they are comfortable with the interpretation of this type of structure?

Supervisor Deming answered that it's up to each board member to decide if they are comfortable.

Councilman Swede replied if the structure will be built on site, he is comfortable with it.

Mr. Richenberg read aloud the following:

July 12,2022

To: The York Town Board,

On 8/24/06 the York Town Board approved the Bernecker subdivision with 9 stipulations, one of them being that all residences permitted within said development shall have full basements. In these listed stipulations there are no rules listed to waive, reverse, change, delete or modify any of these stipulations. Also there are no laws in the current Town of York Zoning Code under Planned Development for condition or stipulation waivers.

Two of the current Town Board members were on the board at that time and voted to approve the Bernecker subdivision with these stipulations.

There have been several residences built in this subdivisions since it was approved. These residences that have been built have had to adhere to all of the stipulations of the said subdivision. I believe that the applicant should Not be given a waiver from the subdivision stipulations.

This waiver should not be granted because it would be individual special treatment to benefit one (1) land owner in this subdivision. This would surely seem unfair to the owners of the previous built residences.

According to the 6/14/22 town board minutes it appears as the applicant is claiming financial hardship if they had to follow all the stipulations of this subdivision and that should not be considered in the boards decision on this waiver. Also the applicant stated there are other homes converted from barns in the town and homes that are on a slab in the town, this may be so but these homes are not in this subdivision so that should also not be considered by this board in this decision.

What should be considered by this board is if they are willing to give individual special treatment to this applicant who also is a Town of York planning board member and also has been given individual special treatment in the past in the instance of being allow to run a not permitted commercial business in an agricultural district without a viarance.

I think this board should not grant this waiver.

Kirk Richenberg

RESOLUTION offered by Mr. Swede and seconded by Mr. Rose to close the Public Hearing at 6:45 p.m. Voted on and approved, Yes-3, No-0.

Respectfully submitted,
Christine Harris, Clerk
Christine M. Harris

REGULAR TOWN BOARD MEETING

July 12, 2022

7:00 p.m.

Present: Supervisor Gerald L. Deming, Councilmen: Frank Rose Jr., Jason Swede and Norman Gates

Absent: Amos Smith

Others: James Campbell (Town Attorney), Eric Wies (CPL), Joe McIlroy, George Worden Jr. (Highway Supt.), Jason Molino, Mark McKeown & Steve Beardsley (LCWSA), Tim Ross & Olivia Neter (Liberty Power), Henry Fuller, Kirk Richenberg, Christopher & Dustin Geiger.

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

MINUTES:

RESOLUTION offered by Mr. Swede and seconded by Mr. Gates to approved the minutes of the June 14, 2022 Town Board meeting. Voted on and approved, Yes-4, No-0.

BILLS:

RESOLUTION offered by Mr. Gates and seconded by Mr. Swede to approve all claims brought before the Board. Voted on and approved, Yes-4, No-0.

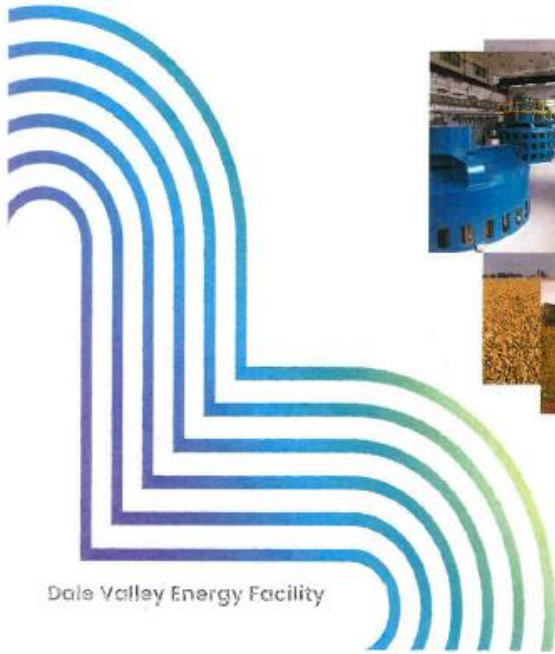
- General Fund #179-209 \$81,564.27
- Consolidated W/S #148-170 \$231,745.16
- Highway Funds #115-129 \$21,816.78

PRIVILEGES OF THE FLOOR:

1)Tim Ross/Olivia Neter (Liberty Power):

Mr. Ross stated that he and Olivia Neter are present this evening representing Liberty Power and their proposed plans for a wind facility in the Town of Covington, with a transmission line to be located in the Town of York. Ms. Neter gave an overview of the proposed project:

Liberty Power



Dale Valley Energy Facility



Proposed Wind Project, Wyoming County



AGENDA

1. Who We Are: About Liberty (AQN Power and Utilities Corp)
2. Our Activities:
 - a) Providing Details on a Proposed 300MW Wind Project; and,
 - b) The Area Where the Project is Being Proposed
3. Evolution of Wind Turbines
4. Proposed Project Timeline
5. 94c Process
6. Host Community Benefits Program & PILOT
7. Q & A and Contact Information



COMPANY HISTORY

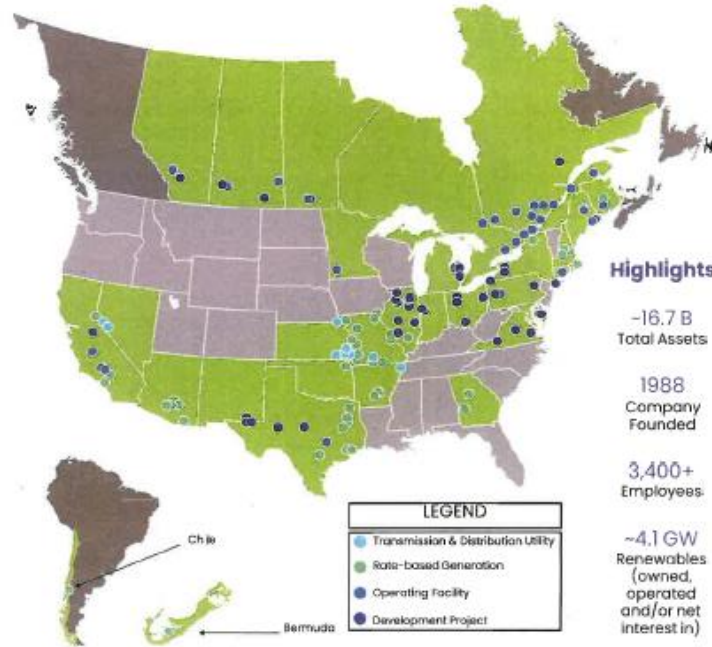
Algonquin Power & Utilities Corp. (Algonquin) was established in 1988 as a developer of small hydro projects in Ontario.

Algonquin was publicly listed as a common share on the Toronto Stock Exchange in 1997 and in 2016, was publicly listed as a common share on the New York Stock Exchange.

Since then, Algonquin has expanded into the utility business through Liberty Utilities, and has become a market leader in renewable generation through Liberty Power. Algonquin has operations spanning 16 jurisdictions with approximately 3400 employees.



Through our operating business (Liberty), we provide regulated water, electricity, and natural gas utility services to over 1 million customer connections, primarily in North America. And, our growing portfolio of clean, renewable wind, solar, hydro and thermal power generation facilities represents over 4.1 GW of renewables in operation and under construction.



Highlights

-16.7 B
Total Assets

1988
Company
Founded

3,400+
Employees

~4.1 GW
Renewables
(owned,
operated
and/or net
interest in)



RENEWABLE ENERGY PROJECTS

Under Development

Minonk Solar Project
Woodford County, Illinois
(200 MW AC + 50 MW Battery
Energy Storage System)

Mural Energy Facility
Vermilion County, Illinois (418 MW)

Under Construction

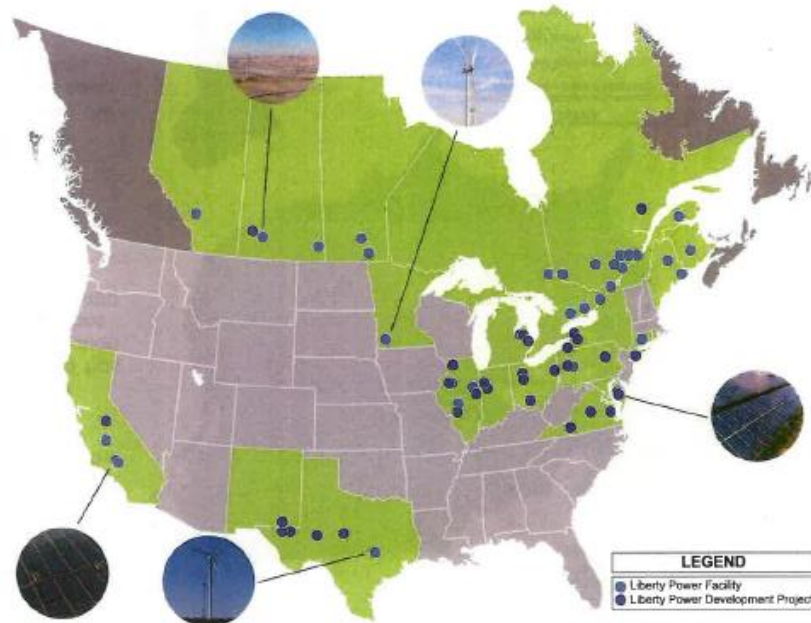
Deerfield Wind Energy 2 Project
Huron Township, Michigan (110 MW)

Shady Oaks 2 Wind Project
Lee County, Illinois (118 MW)

Recent Operating

Maverick Creek Wind Project
Concho County, Texas (492 MW)

Sugar Creek Wind Project
Logan County, Illinois (202 MW)



WHO WE ARE – OUR APPROACH

Liberty owns and operates 966 turbines throughout North America

- We want to form positive long-term relationships with our host communities.
- We want to find ways to bring the economic benefits of our projects to local communities.
- A transparent approach to project development.

We support and encourage:

- Community Benefit Agreements
- Road Use Agreements with the County and Townships to protect local roads.
- Decommissioning plans with financial reassurance to remove projects and restore land at the end of their life.



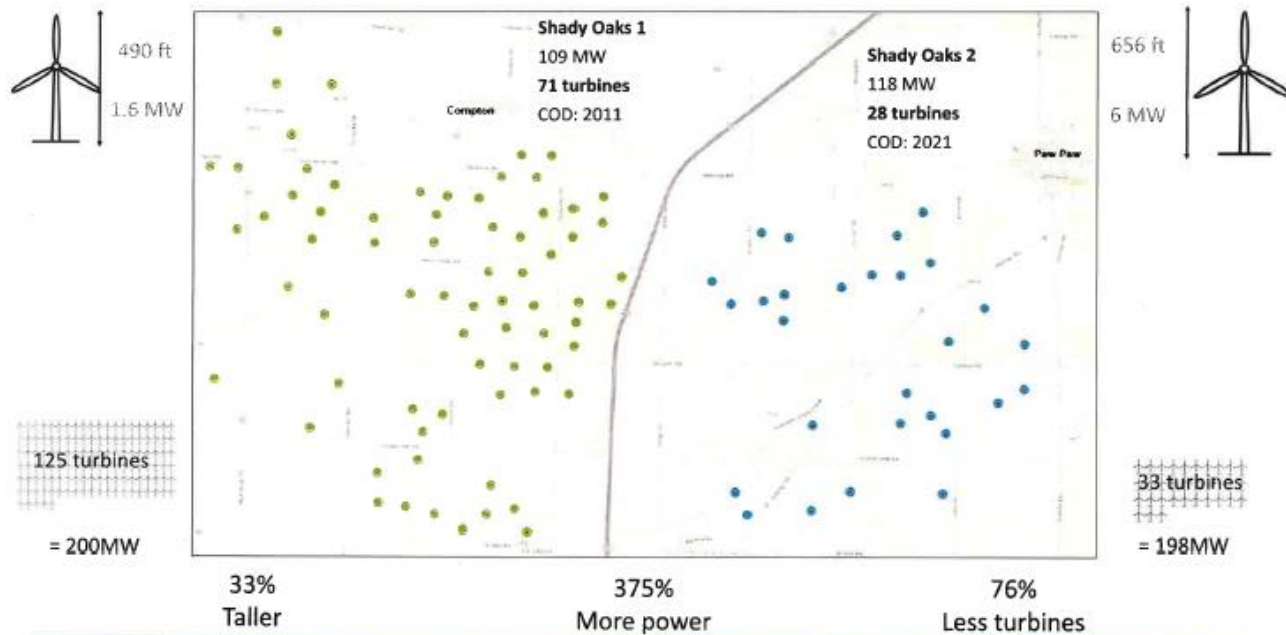
DEVELOPING A HYBRID PROJECT – WHY WYOMING COUNTY?



Our focus is on building mutually beneficial and lasting relationships with the community through our long-term investments in assets



TURBINE EVOLUTION – MORE POWER FROM FEWER TURBINES



PROJECT AREA OF INTEREST

Project Location:

Town of Covington – Wind Facility
Transmission Line Options
Town of York or Town of Perry

Project Size:

Up to 300 MW wind project

Proposed Number of Turbines:

Approximately 50-60 turbines.

Turbine Capacity:

Turbine technology is continuously evolving however we are currently targeting turbines which are up to 6 MW in size.

Turbine Tip Height:

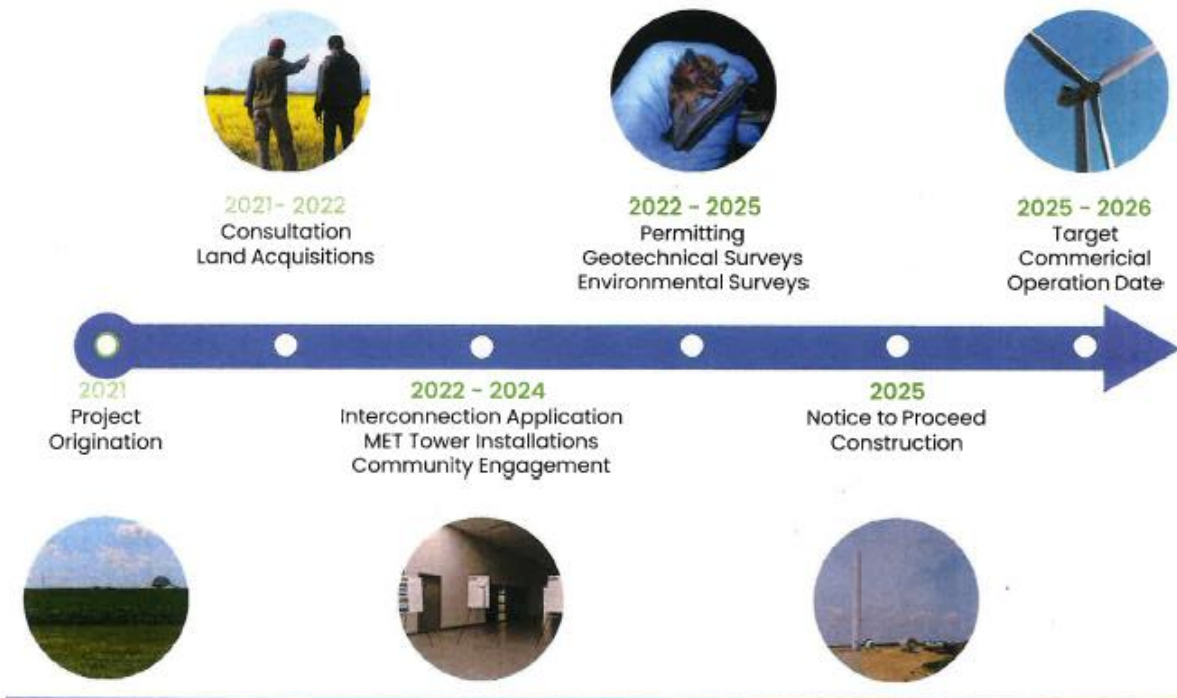
Up to 656 ft. to tip

Setbacks:

We will work diligently with local officials to understand setbacks and ensure we are in compliance with all local and state requirements.



PROPOSED PROJECT TIMELINE



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EXAMPLES OF POTENTIAL COMMUNITY & ECONOMIC BENEFITS

TAX REVENUE

- Increased contribution to Township & County tax revenue & school boards.
- PILOT Program and Host Community Benefit Program

EMPLOYMENT

- Employment opportunities during construction and operations phases of the project.

CONTRACT OPPORTUNITIES

- Economic offshoot benefits for local businesses.

LAND USE

- Compatible use - both farming and operating wind project co-existing on the same parcel.
- Allows land to remain in agricultural use.

CAPITAL INFRASTRUCTURE

- Potential local infrastructure improvements for project & construction, such as upgrades to public roads used for project travel.

CLEAN ELECTRICITY GENERATION

- Green energy for equivalent capacity to power approximately 90,000 homes
- Support State of New York targets to provide 70% of the State's energy needs by 2030.



LOCAL COMMUNITY

SUPPORT OPPORTUNITIES

Past Examples:

- Lions Club
- Fire Departments
- FFA Fairs & Clubs
- County Fairs
- Foodbank Drives
- Sports Teams (i.e., Little League)
- Music Festivals
- Golf fundraisers
- Local Businesses
- United Way
- Hospital Foundations Scholarships
- Ride for Heart

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Thank you!

If you have any questions, please contact
the Dale Valley Wind Project Team:



Project Contact Information

Contact Number: (905) 334-0839

Email: DaleValleyEnergy@algonquinpower.com

Website: www.dalevalleyenergy.com

Mr. Ross stated he and his team are currently working with land owners at this time. Ms. Neter added there are roughly 100 people hired through the construction phase and after completion, 10-15 people permanently hired.

QUESTIONS/COMMENTS:

Supervisor Deming stated that your project wants to tap into the transmission line in the Town of York but we do not own it.

Ms. Neter replied because the proposed project may potentially be entering the Town of York boundaries, we are required to notify the municipality.

Supervisor Deming commented that there is a major solar project underway in York into Leicester that will be using the transmission line.

Ms. Neter stated if the project is unable to utilize the transmission line in York, we have also discussed the possibility for the township of Perry as well.

Attorney Campbell stated if this ends up in York, we would prepare a PILOT agreement similar to what is on file for solar purposes. Attorney Campbell inquired if the line would be above ground or buried.

Ms. Neter replied, preferably above ground but if required to be buried, they would comply.

Mr. Richenberg asked to specify what roads the line would be on.

Supervisor Deming responded, the line by Trathen's, through the Abbey.

Mr. Richenberg commented since wind power technology has increased, the size of equipment has as well. With the size of cranes, will our town infrastructure handle this weight?

Ms. Neter answered that other town highways have been able to handle the weight of the equipment.

Mr. Richenberg questioned the need for the Town to have an agreement for roads which Attorney Campbell replied there would be a Road Use Agreement prepared.

Supervisor Deming commented that additional answers would be required before the Town Board could discuss further.

Attorney Campbell added that the Town is in the process of re-vamping the codes.

Mr. Richenberg asked, roughly how many miles from substation?

Ms. Neter replied 4-5 miles, which Supervisor Deming then responded he believes it may be further than that.

Supervisor Deming instructed Ms. Neter and Mr. Ross, as the project progresses to please keep the Board informed.

Mr. Ross stated he will continue to correspond with Clerk Harris.

2)Kirk Richenberg:

Mr. Richenberg asked to speak with the Board this evening regarding Highway questions, Comprehensive Plan and Community Benefit payments for Solar.

Mr. Richenberg discussed with the Board a matter pertaining to a local farmer using bulldozers and excavators (cleated vehicles) on Linwood Road and Federal Road. There is significant damage at the intersection of Cowan & Federal Roads. Mr. Richenberg stated that it is Donnan Farms, and he feels this needs to be addressed by the Town.

Mr. Worden commented he was not aware of the damage and stated he will contact Jason Wolfanger of the Livingston County Highway Department as well.

Q-What is the status of the salt storage?

Supervisor Deming asked engineer, Eric Wies to field this question.

Mr. Wies stated once we select the proper structure and finalize design documents, we hope to bid in the next month.

Comment: The same farmer is also conducting ditching too close to the road shoulder.

Mr. Worden stated he will review the area.

Q-What is the status of the Community Benefit funds?

Supervisor Deming replied nothing has taken place thus far but thought about perhaps opening it up to the community for potential suggestions.

Q-What was the 6:00 p.m. meeting earlier this evening?

Supervisor Deming answered that he met with our insurance agent, David Boyce from Tompkins about this year's insurance coverage and the total premium.

Q-What is the status of the Comp Plan?

Supervisor Deming reported that he is still waiting for the gentleman (Daniel Lapin) to appear. While waiting for him, the group has met to put information together in order to prepare an RFP.

Q-Are we hiring a firm and obtaining community input?

Supervisor Deming replied once a firm has been secured, we will then reach out to the community for input in the same fashion we did previously.

Q-Can any board member tell me why two addresses (1840 & 1842 Craig Road) do not appear on the tax roll?

The Board was unable to answer this question but Clerk Harris replied that both numbers are accounted for in our water billing and tax roll. Ms. Harris stated that 1840 Craig Road is for Craigs Station Creamery and 1842 Craig Road is DFA (Dairy Farmers of America) both having the same Tax Map Number of 49-1-12.12. The bill appears in the back of her tax book in Roll Section 8, along with others (utilities, churches, cemeteries) having exemptions in some form.

3)Henry Fuller:

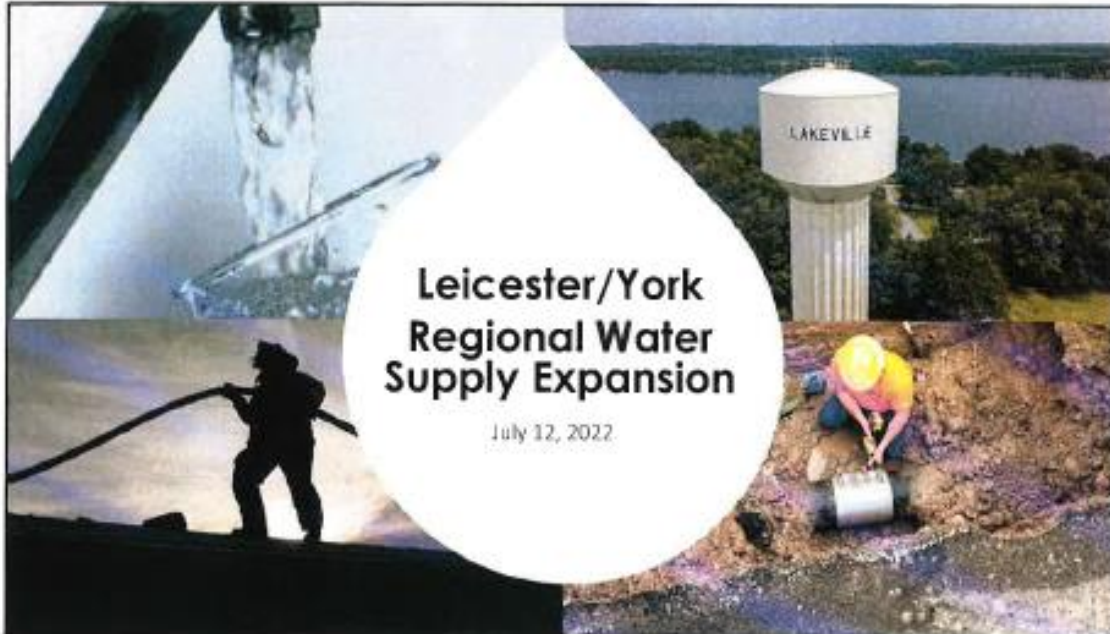
Mr. Fuller asked if the building for the salt barn is pre-built, why are we hiring CPL for a design?

Mr. Worden responded that we are utilizing CPL for site plan purposes.

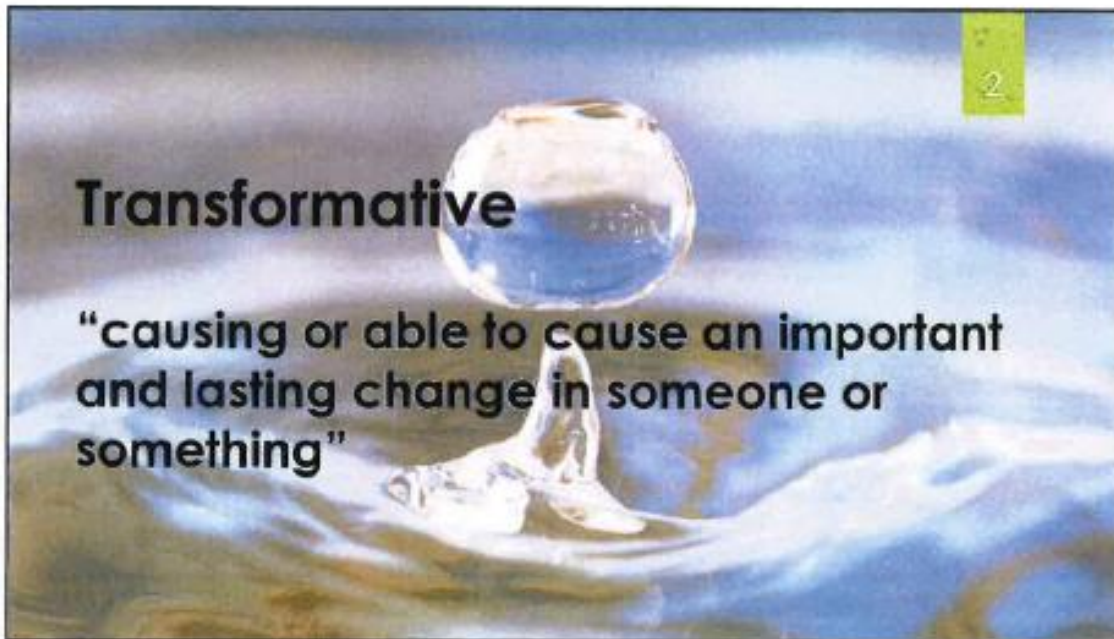
4) Jason Molino (LCWSA)

Mr. Molino thanked the Board for the opportunity to speak this evening regarding potential future plans for regional water supply extension. Mr. Molino introduced LCWSA board members Mark McKeown and Steve Beardsley to the Town Board this evening.

Mr. Molino reviewed in detail the following information:



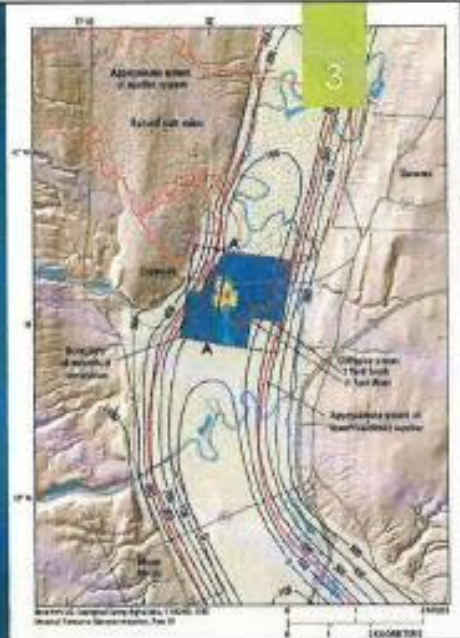
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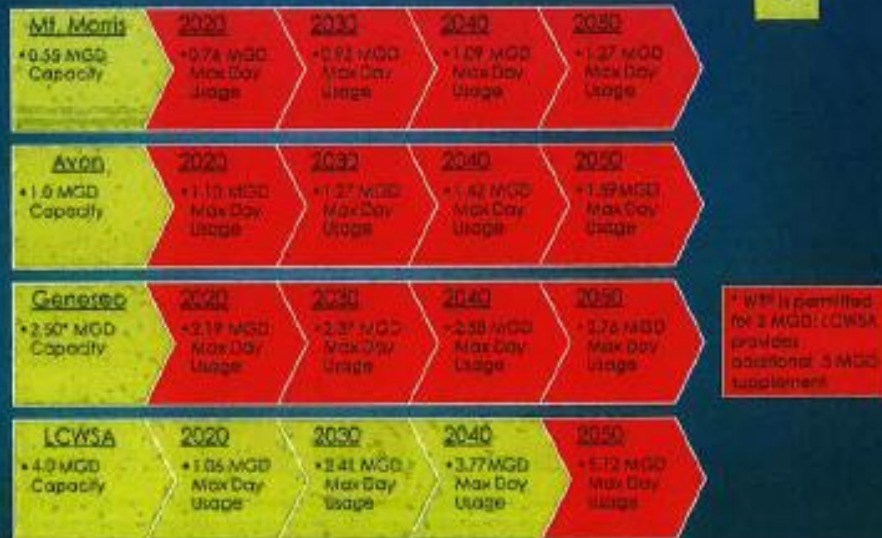
Topics for Discussion

- Supply and Demand
- AKZO Settlement
- Local Water Treatment Plants
- Common Alternatives
- Consideration & Decision Making
- Scenarios
- Scenario Pro's & Con's
- Scenario Comparison
- Next Steps
- Question & Discussion

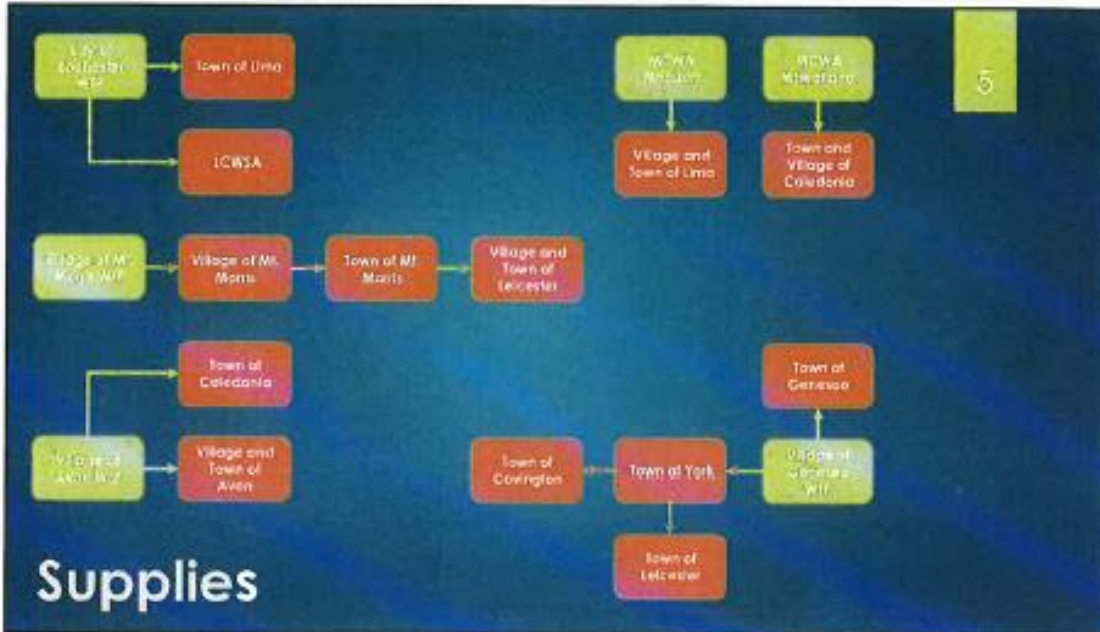


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Supply and Demand



4



5

AkzoNobel Settlement

- \$11M dedicated to water supply infrastructure improvement, repair and maintenance relating to the incident. This account shall not be available for any customary or usual infrastructure, repair, or maintenance.
- \$5M deposited into an account dedicated to surface water and water supply improvement and protection projects to protect drinking water sources for the communities impacted by the incident.

6

6

Local Water Treatment Plants

**(V) Perry
WTP – 1.6
MGD**

Undergoing \$7
Million in Upgrades

0.84 MGD
Available
Capacity

**(V) Avon
WTP – 1.0
MGD**

Filter Addition &
Building Expansion

Critical Contact
Time (CT)

Estimated cost of
\$7-\$8 Million

Increase Capacity
to 2.0 MGD (+1.0
MGD)

**(V) Mt. Morris
WTP – 0.55
MGD**

\$10-\$17 Million
Investment

58,000 LF of
Transmission Main,
plus 1,000 LF
through Dam

Increase Capacity
to 1.5 MGD (+0.95
MGD)

**(V) Geneseo
WTP – 2.50
MGD**

Expansion not
feasible at current
location

WTP is actually
rated for 2 MGD;
LCWSA provides
additional 3 MGD
supplement

**LCWSA – 4.0
MGD**

Hamlock WTP
Supply

2.94 MGD
Available
Capacity – No
upgrades needed

7

Common Alternatives

River Road
Transmission Main

Soft Mine
Collapse
Impact Area

Interconnect
up to 6
Municipalities

Rt 36 Transmission
Main

Connection
between
DOCCS and
Mt. Morris

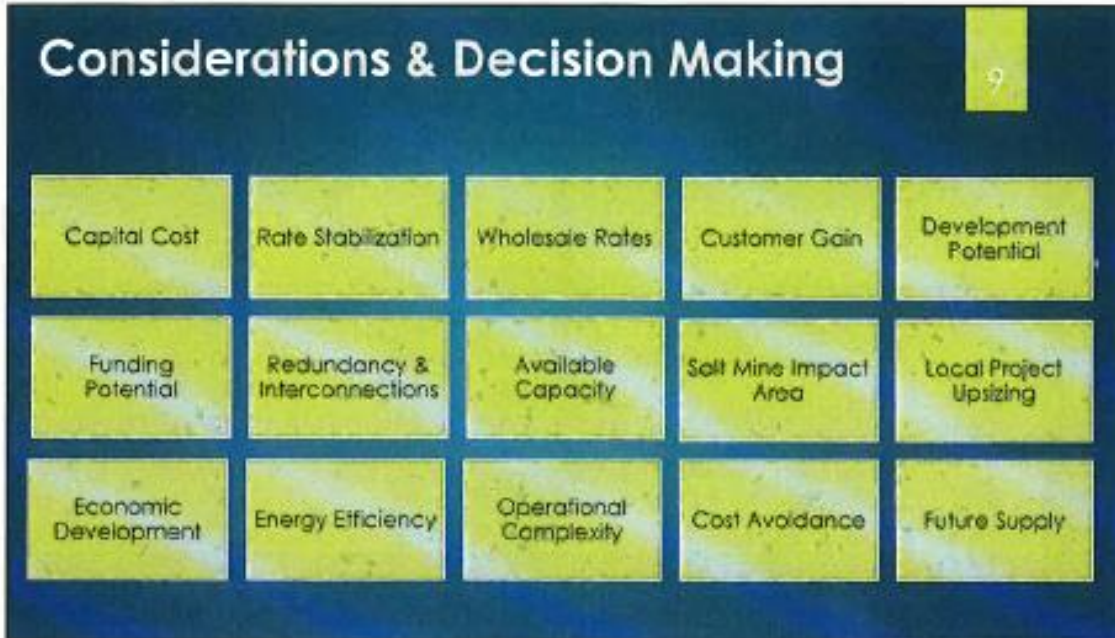
West Lake Road
Transfer

Town of
Geneseo
supply to
LCWSA
Supply

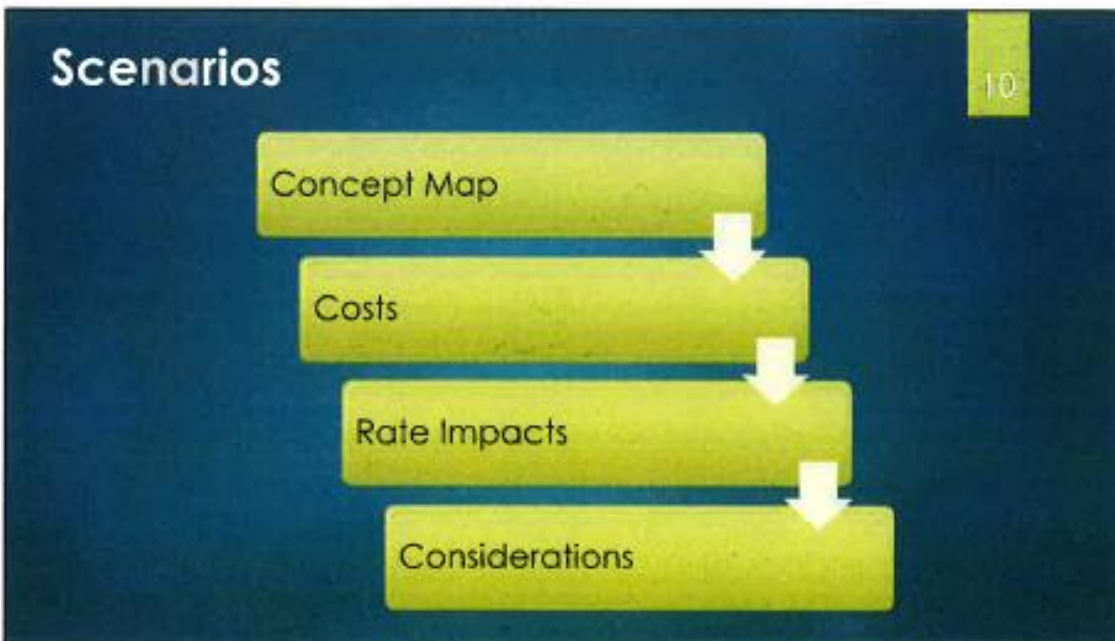
Village of Mt.
Morris Supply

Change in
supply

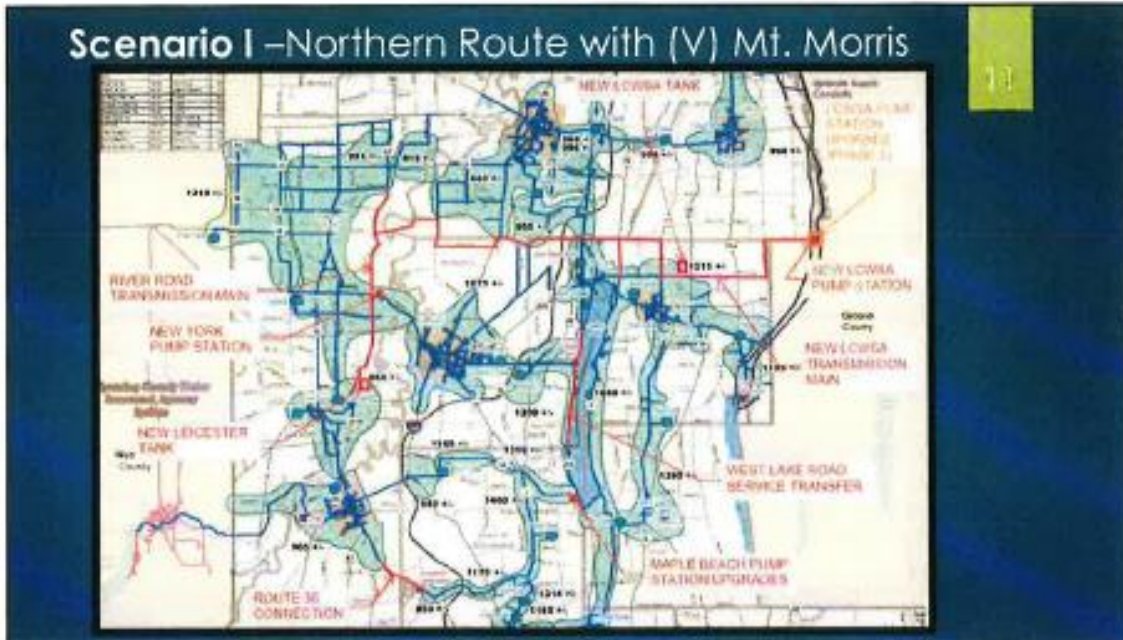
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Scenario I – Capital Costs

Capital Cost	\$51,100,000
WIIA Grant	-\$20,300,000
NBRC	-\$350,000
Local Contribution	-\$16,000,000
Net Local Project Cost	\$14,450,000

(30 years at 2%)		(30 years at 0%)	
Annual Debt Service	\$645,192	Annual Debt Service	\$481,667
Capital Cost Surcharge	\$1.51 per 1,000 gal	Capital Cost Surcharge	\$1.13 per 1,000 gal
Water Purchase Rate	\$1.07 per 1,000 gal	Water Purchase Rate	\$1.07 per 1,000 gal
LCWSA O&M	\$0.50 per 1,000 gal	LCWSA O&M	\$0.50 per 1,000 gal
Total Wholesale Rate	\$3.08 per 1,000 gal	Total Wholesale Rate	\$2.70 per 1,000 gal

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	2%	0%
Village of Leicester		
Existing Wholesale = \$	4.02	4.02
Proposed Wholesale = \$	3.08	2.70
Annual Impact per EDU = \$	96.17	79.19
Town of Leicester		
Existing Wholesale = \$	5.50	5.50
Proposed Wholesale = \$	3.08	2.70
Annual Impact per EDU = \$	144.97	167.99
Town of Mt. Morris		
Existing Wholesale = \$	4.25	4.25
Proposed Wholesale = \$	3.08	2.70
Annual Impact per EDU = \$	89.97	92.99
Town of York		
Existing Wholesale = \$	3.54	3.54
Proposed Wholesale = \$	3.08	2.70
Annual Impact per EDU = \$	27.37	50.39
Town of Geneseo		
Existing Wholesale = \$	3.54	3.54
Proposed Wholesale = \$	3.08	2.70
Annual Impact per EDU = \$	27.37	50.39

Scenario I – Rate Impacts

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Scenario I – Considerations	
Rate Stabilization	• LCWSA Rates Increased 4.2% over the past 10-years
Customer Gain	• Potential to supply 320 new homes and businesses
Funding Potential	• 40% WIA Grant, NBRC, etc.
Redundancy & Interconnections	• 2 points of connection with City and County loop.
Available Capacity	• 5 MGD available for future expansion & development
Soft Mass Impact Area	• River Road corridor and all impacted municipalities
Local Project Financing	• Potential to reduce cost with local project coordination
Local Development	• Supply availability for parks in Avon, Livonia, and LCCS
Energy Strategy	• Limited pumping required
Operational Complexity	• Simplistic operation
Cost Avoidance	• York PS, (I&V) Leicester Tanks, (T) Avon Tank, Mt. Morris WTP
Future Supply	• (T) Lima, (V) Lima, (T) Mt. Morris & (T) Avon

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Scenario II – Capital Costs

Capital Cost	\$54,100,000
WIA Grant	-\$21,500,000
NBRC	-\$350,000
Local Contribution	-\$16,000,000
Net Local Project Cost	\$16,250,000

(30 years at 2%)		(30 years at 0%)	
Annual Debt Service	\$725,562	Annual Debt Service	\$541,662
Capital Cost Surcharge	\$2.34 per 1,000 gal	Capital Cost Surcharge	\$1.75 per 1,000 gal
Water Purchase Rate	\$1.07 per 1,000 gal	Water Purchase Rate	\$1.07 per 1,000 gal
LCWSA O&M	\$0.50 per 1,000 gal	LCWSA O&M	\$0.50 per 1,000 gal
Total Wholesale Rate	\$3.91 per 1,000 gal	Total Wholesale Rate	\$3.32 per 1,000 gal

16

	2%	9%
Village of Leicester		
Existing Wholesale = \$	4.02	4.02
Proposed Wholesale = \$	3.91	3.32
Annual Impact per EDU = \$	6.65	42.22
Town of Leicester		
Existing Wholesale = \$	5.50	5.50
Proposed Wholesale = \$	3.91	3.32
Annual Impact per EDU = \$	95.45	131.02
Town of Mt. Morris		
Existing Wholesale = \$	4.25	4.25
Proposed Wholesale = \$	3.91	3.32
Annual Impact per EDU = \$	20.45	56.02
Town of York		
Existing Wholesale = \$	3.54	3.54
Proposed Wholesale = \$	3.91	3.32
Annual Impact per EDU = \$	(22.15)	13.42
Town of Genesee		
Existing Wholesale = \$	3.54	3.54
Proposed Wholesale = \$	3.91	3.32
Annual Impact per EDU = \$	(22.15)	13.42

Scenario II – Rate Impacts

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Scenario II – Considerations	
Rate Stabilization	• LCWSA Rates Increased 4.2% over the past 10-years
Customer Gain	• Potential to supply 315 new homes and businesses
Funding Potential	• 40% WIIA Grant, NBRC, etc.
Redundancy & Interconnections	• 2 points of connection with City
Available Capacity	• 5 MGD available for future expansion & development
Self-Maint Impact Area	• River Road corridor and impacted Municipalities
Local Project Upgrading	• Potential to reduce cost with local project coordination
Economic Development	• Supply available for parks in Avon, Livonia, and LCCS
Energy Efficiency	• Limited pumping required
Operational Simplicity	• Simple operation
Cost Avoidance	• York PS, (T&V) Leicester Tanks, (T) Avon Tank
Future Supply	• (T) Lima, (V) Lima, (T) Mt. Morris & (T) Avon

18



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Scenario III – Capital Costs

Capital Cost	\$33,200,000
WIA Grant	-\$13,140,000
NBRC	-\$350,000
Local Contribution	-\$16,000,000
Net Local Project Cost	\$3,710,000

(30 years at 2%)		(30 years at 0%)	
Annual Debt Service	\$184,405	Annual Debt Service	\$121,667
Capital Cost Surcharge	\$0.40 per 1,000 gal	Capital Cost Surcharge	\$0.30 per 1,000 gal
Water Purchase Rate	\$1.07 per 1,000 gal	Water Purchase Rate	\$1.07 per 1,000 gal
LCWSA O&M	\$0.50 per 1,000 gal	LCWSA O&M	\$0.50 per 1,000 gal
Total Wholesale Rate	\$1.97 per 1,000 gal	Total Wholesale Rate	\$1.87 per 1,000 gal

20

	2%	0%
Village of Leicester		
Existing Wholesale = \$	4.02	4.02
Proposed Wholesale = \$	1.97	1.87
Annual Impact per EDU = \$	122.74	128.89
Town of Leicester		
Existing Wholesale = \$	5.50	5.50
Proposed Wholesale = \$	1.97	1.87
Annual Impact per EDU = \$	211.54	217.69
Town of Mt. Morris		
Existing Wholesale = \$	4.25	4.25
Proposed Wholesale = \$	1.97	1.87
Annual Impact per EDU = \$	136.54	142.69
Town of York		
Existing Wholesale = \$	3.54	3.54
Proposed Wholesale = \$	1.97	1.87
Annual Impact per EDU = \$	93.94	100.09
Town of Genesee		
Existing Wholesale = \$	3.54	3.54
Proposed Wholesale = \$	1.97	1.87
Annual Impact per EDU = \$	93.94	100.09

Scenario III – Rate Impacts

21

Scenario III – Considerations (Phase 1 only)	
Rate Stabilization	• Dependent upon (V) Avon @ 30% reduction in current water rate
Customer Gains	• Potential to supply 45 new homes and businesses
Funding Potential	• 40% WIA Grant, NBRC, etc.
Redundancy & Interconnection	• 1 points of connection with City and County loop
Available Capacity	• 1 MGD available (V) Genesee @ current water rate
Soil Mined Impact Area	• Partial River Road corridor and impacted municipalities
Local Project Matching	• Limited local coordination possible
Regional Development	• Supply only available for LCCS
Energy Efficiency	• Limited pumping required
Operational Complexity	• Simplistic operation
Cost Avoidance	• York Pump Station, (V) Mt. Morris WTP
Future Supply	• Only available with +\$44M future investment (Phase 2)

22

Scenario IV – Central Route without (V) Mt. Morris

23



23

Scenario IV – Capital Costs

24

Capital Cost	\$33,900,000
WIA Grant	-\$13,420,000
NBRC	-\$350,000
Local Contribution	-\$16,000,000
Net Local Project Cost	\$4,130,000

(30 years at 2%)

Annual Debt Service	\$184,400
Capital Cost Surcharge	\$0.63 per 1,000 gal
Water Purchase Rate	\$1.07 per 1,000 gal
LCWSA O&M	\$0.50 per 1,000 gal
Total Wholesale Rate	\$2.20 per 1,000 gal

(30 years at 0%)

Annual Debt Service	\$137,667
Capital Cost Surcharge	\$0.47 per 1,000 gal
Water Purchase Rate	\$1.07 per 1,000 gal
LCWSA O&M	\$0.50 per 1,000 gal
Total Wholesale Rate	\$2.04 per 1,000 gal

24

		2%	5%
Village of Leicester			
Existing Wholesale =	\$	4.02	\$ 4.02
Proposed Wholesale =	\$	2.20	\$ 2.04
Annual Impact per EDU =	\$	109.32	\$ 118.67
Town of Leicester			
Existing Wholesale =	\$	5.50	\$ 5.50
Proposed Wholesale =	\$	2.20	\$ 2.04
Annual Impact per EDU =	\$	198.12	\$ 207.67
Town of Mt. Morris			
Existing Wholesale =	\$	4.25	\$ 4.25
Proposed Wholesale =	\$	2.20	\$ 2.04
Annual Impact per EDU =	\$	123.12	\$ 132.67
Town of York			
Existing Wholesale =	\$	3.54	\$ 3.54
Proposed Wholesale =	\$	2.20	\$ 2.04
Annual Impact per EDU =	\$	80.52	\$ 90.07
Town of Genesee			
Existing Wholesale =	\$	3.54	\$ 3.54
Proposed Wholesale =	\$	2.20	\$ 2.04
Annual Impact per EDU =	\$	80.52	\$ 90.07

Scenario IV – Rate Impacts

25

Scenario IV – Considerations (Phase 1 only)	
Rate Stabilization	• Dependent Loop (X) Avon @ 80% reduction of current water rate
Customer Gain	• Potential to supply 40 new homes and businesses
Funding Potential	• 40% WIA Grant, NBRC, etc.
Redundancy & Interconnections	• 1 point of connection with City and County loop
Available Capacity	• 1 MGD available (V) Genesee @ current water rate
Soft Nitro Impact Area	• Partial River Road corridor and Proposed Multiphase
Local Project Timing	• Limited local coordination possible
Economic Development	• Supply only available for LCCS
Risky Proximity	• Limited pumping required
Operation Complexity	• Simplistic operation
Cost Avoidance	• York Pump Station
Future Supply	• Only available @ WPA + \$44M future investment (Phase I)

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Scenario V – Southern Route with (V) Mt. Morris

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Scenario V – Capital Costs

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Capital Cost	\$68,400,000
WIIA Grant	-\$27,220,000
NBRC	-\$350,000
Local Contribution	-\$16,000,000
Net Local Project Cost	\$24,830,000

(30 years at 2%)

Annual Debt Service	\$1,108,658
Capital Cost Surcharge	\$2.58 per 1,000 gal
Water Purchase Rate	\$1.07 per 1,000 gal
LCWSA O&M	\$0.50 per 1,000 gal
Total Wholesale Rate	\$4.15 per 1,000 gal

(30 years at 0%)

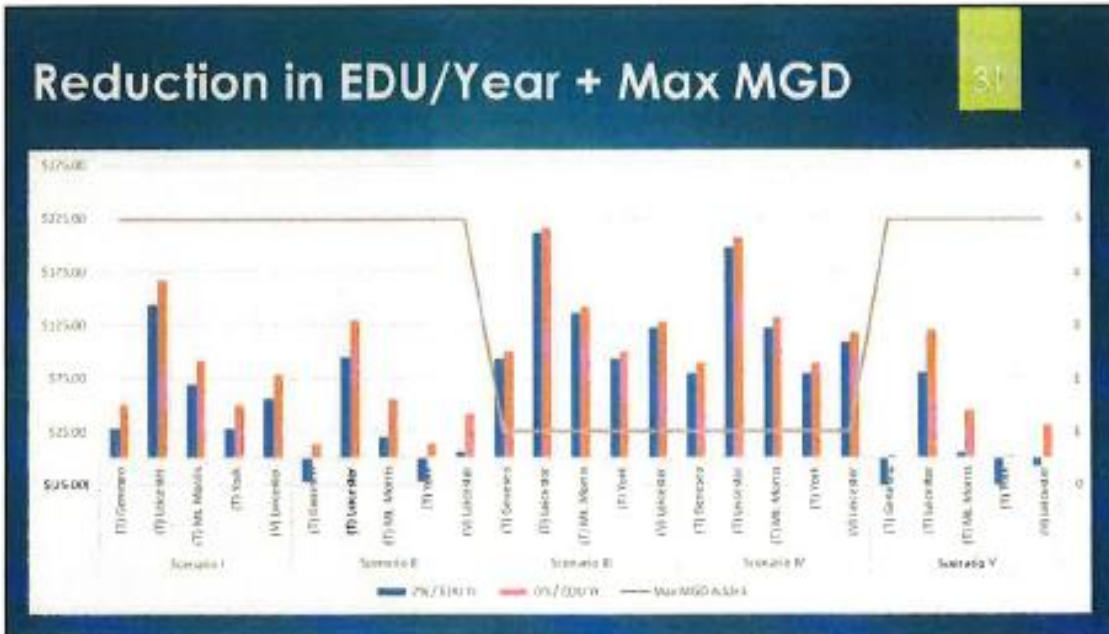
Annual Debt Service	\$527,667
Capital Cost Surcharge	\$1.92 per 1,000 gal
Water Purchase Rate	\$1.07 per 1,000 gal
LCWSA O&M	\$0.50 per 1,000 gal
Total Wholesale Rate	\$3.49 per 1,000 gal

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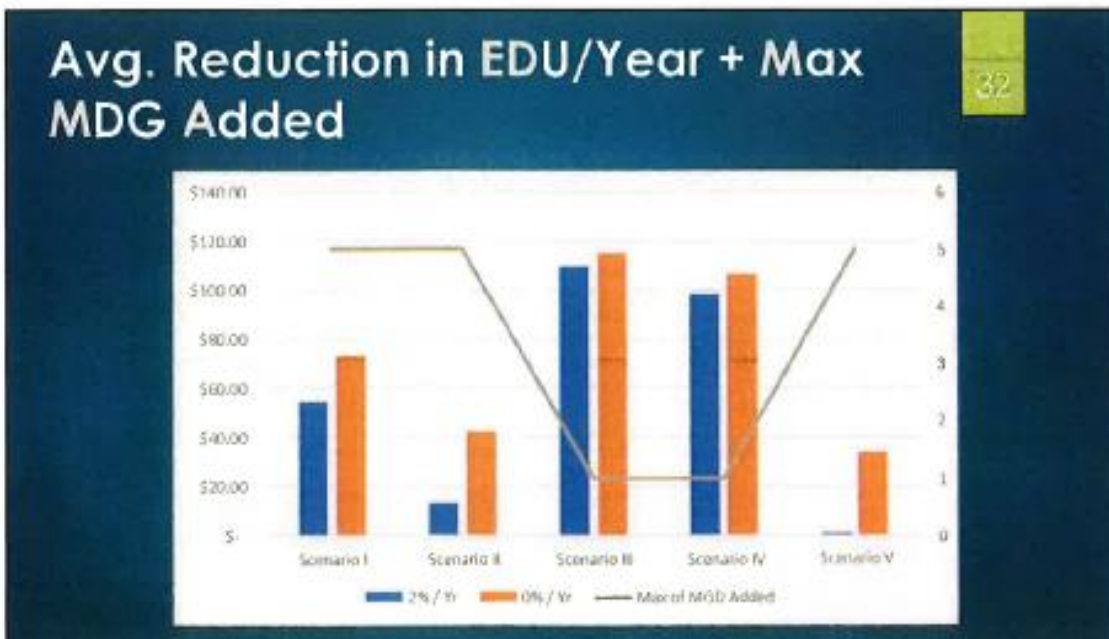
	2%	0%
Village of Leicester		
Existing Wholesale = \$	4.02	\$ 4.02
Proposed Wholesale = \$	4.15	\$ 3.49
Annual Impact per EDU = \$	(7.67)	\$ 31.63
Town of Leicester		
Existing Wholesale = \$	5.50	\$ 5.50
Proposed Wholesale = \$	4.15	\$ 3.49
Annual Impact per EDU = \$	81.13	\$ 120.33
Town of Mt. Morris		
Existing Wholesale = \$	4.25	\$ 4.25
Proposed Wholesale = \$	4.15	\$ 3.49
Annual Impact per EDU = \$	6.13	\$ 46.33
Town of York		
Existing Wholesale = \$	3.54	\$ 3.54
Proposed Wholesale = \$	4.15	\$ 3.49
Annual Impact per EDU = \$	(38.47)	\$ 2.73
Town of Genesee		
Existing Wholesale = \$	3.54	\$ 3.54
Proposed Wholesale = \$	4.15	\$ 3.49
Annual Impact per EDU = \$	(38.47)	\$ 2.73

Scenario V – Rate Impacts

Scenario V – Considerations	
Rate Stabilization	• LCWSA Rates Increased 4.2% over the past 10 years
Customer Gain	• Potential to supply 355 new homes and businesses
Funding Potential	• 40% WIA Grant, NBRC, etc.
Redundancy & Interconnections	• 2 points of connection with City and County loop.
Available Capacity	• 5 MGD available for future expansion & development
Oil Mine Impact Area	• River Road corridor and all impacted Municipalities
Joint Project Utilizing	• Potential to reduce cost with local project coordination
Economic Development	• Supply available for parks in Avon, Livonia, and LCCS
Energy Efficiency	• Significant pumping required
Operational Complexity	• Complex operation, as supply fed through several zones
Cost Avoidance	• York Pump Station, (T&V) Leicester Tanks, (V) Mt. Morris WTP
Future Supply	• (T) Lima, (V) Lima, & (T) Avon



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Next Steps

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- EFC Intended Use Plan (IUP) submission
- Complete/refine draft report
 - Complete environmental review process
- Secure Municipal Collaboration
 - All involved Town's and Village's
 - Execute IMA's for participation
- Determine financing mechanism

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Intended Use Plan

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The Drinking Water State Revolving Fund (DWSRF) provides a financial incentive for public water systems to undertake needed drinking water infrastructure improvements (e.g., treatment plants, distribution mains, storage facilities). The State prepares an annual Intended Use Plan (IUP), which provides information on types of financial assistance available, sources and uses of DWSRF funds, and provides a priority list of projects that are eligible for financial assistance.

Program Dates: Federal Fiscal Year 2022

- Oct. 1, 2021: Effective start date of the 2022 Intended Use Plan (IUP)
- March 1, 2022: Income survey deadline (if applicable) for 2021 financings
- March 1, 2022: Financing applications due for all projects
- **June 17, 2022: New project listing deadline for the 2023 IUP**
- September 2022: Draft 2023 IUP issued
- **September 2022: Comments on draft 2023 IUP are due**
- Sept. 30, 2022: End of the 2022 IUP year

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Environmental Review

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Complete/refine draft report

- SEQR and NEPA review
 - Coordinated Review
- LCWSA lead agency
 - Completed in time for WIA application
 - Needs to include bond resolution authorization
 - Executed IMA's

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Inter-Municipal Collaboration

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Requires the involvement of at least 8 municipalities to engage in inter-municipal agreements to ensure water supply is available, infrastructure is installed, and rate payers are retained to pay long-term debt.

- *Municipal engagement*
 - ✓ Board of Supervisors
 - ✓ Town Board's – Leicester, York, Geneseo, Mt. Morris
 - ✓ Village Board's – Mt. Morris and Leicester
 - ✓ City of Rochester
- *Need executed intermunicipal agreements*
 - IMA's are needed for WIA Fall 2022 application

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Funding

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Determine financing mechanism(s)

- ✓ Drinking Water State Revolving Loan Fund (DWSRF) – Likely be the source for debt service Low Interest loan (possibly 0%). EFC and DOH are primary State agencies.
- ✓ Water Infrastructure Improvement Act (WIIA) – Fall 2022 application. IUP scoring is important; would qualify for Intermunicipal Grant (MG) program. Up to 40% of total project.
- ✓ Akzo Settlement funds – Would use \$1.6M allocation to support full project. Further discussion should take place internally regarding approach/strategy with DEC/AG regarding use.
- ✓ Debt Service – Determination needs to be made with who will hold debt service.

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Immediate Action Items

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QUESTIONS/COMMENTS:

Mr. Molina stated with the scenarios discussed, it will be more affordable for some towns or villages rather than trying to correct/update on their own, as well as a more set rate price.

Comment from Mr. Richenberg:

The Town Board could certainly seek other water source alternatives closer to home.

CPL Engineer, Eric Wies replied that there is not a lot of alternatives in close proximity. In order for Livingston County to utilize Genesee County, they would have to put in a great deal of adequate infrastructure first, to the tune of \$180 million dollars.

Mr. Molino stated that Genesee County has asked to participate with us but we want to see how this proceeds first and may be an option to participate later.

Supervisor Deming commented that the only other potential water source is the City of Rochester.

Mr. Fuller asked about the once discussed aquifer on Batzing Road.

Supervisor Deming responded that he is not sure but believes it may be contaminated.

Mr. Worden commented that he has concerns about our THM required testing and questioned if what is proposed could affect our system.

Mr. Molino replied that nothing currently shows that quality of water will be affected pertaining to THM's

Mr. McIlroy asked what lakes would you be drawing from?

Mr. Molino answered that we would draw from Conesus and Hemlock lakes.

Councilman Rose commented he could see if this proceeds, Mt. Morris & Geneseo losing significant revenue. Mr. Molino responded they each have decisions to make, costly upgrades to their system vs participation.

Mr. McIlroy inquired as to what this will do to employment?

Mr. Molino replied that the Town of York will remain the same, the difference will be that you will be buying water from another source.

Councilman Swede asked about the rate stability.

Mr. Molino replied that the Livingston County Water/Sewer Authority has been at 4.25% over a 10-year period and the City of Rochester rate has remained the same for the last 15 years.

Mr. Wies commented that the Town of Lima has expressed their desire to participate and if that should happen, it would assist with cost, more customers, cheaper the price. Mr. Wies added there could be potentially more towns/villages to come after this is up and running.

Mr. Richenberg remarked that this is sounds like it's the first time the Town Board has heard of this and how will the Town decide if we are going to participate?

Supervisor Deming answered that this project is not unknown to all members; he and Councilman Rose have been part of discussions for over a year. As far as how will we decide if we are participating, it will be up to the Town Board for a decision.

Mr. Richenberg asked if the decision of the Board will be in Executive Session or in an open meeting?

Supervisor Deming replied when we receive the municipal agreement, discussions and a decision will take place in a regular meeting.

Mr. Richenberg asked Mr. Molino how many presentations he has conducted?

Mr. Molino answered that this meeting is either his third or fourth.

Mr. Richenberg asked if the City of Rochester would be willing to lock in their water rate?

Mr. Molino responded that their rates have been constant for 15 years but can't answer if they would lock in a rate.

Mr. Richenberg asked, if the change should occur, what % maximum per day?

Mr. Molino replied at peak right now it is at 1 million, this would add an additional 1 million so we could be at 2-2 1/2 million. If additional towns/villages were to come onboard, could be 3-4 million per day.

Mr. Fuller asked if the Cheese Plant has any consumption in the Town of York?

Supervisor Deming answered to his knowledge, they have not had consumption.

Mr. Worden explained to the Board that our pump has been working 24 hours a day, seven days a week for quite some time and even then, we are barely keeping our levels where we want in the tank.

Mr. Richenberg questioned if this project goes through, will Covington still flow through York, to which Supervisor Deming replied it would.

Mr. Fuller asked what happened to all of the ground water in this area?

Mr. Molino replied, the Salt Mine issue and Mr. McIlroy added using more irrigation.

Mr. Wies gave a brief overview of the needs to the Flats Road Pump Station. To proceed on our own, it would be \$1 million to replace.

Mr. Beardsley introduced himself and Mark McKeown as LCWSA Board Members and commented that with this project, there is local representation as he is a Town of York resident.

Mr. Richenberg asked that the Town Board keep the community informed as information becomes available.

Supervisor Deming answered that the Board will keep the community informed and added that this project is not a capital investment for the Town of York.

Mr. Worden asked Mr. Molino if LCWSA would maintain our pump station?

Mr. Molino replied that they would maintain our pump station using SCADA Technology.

Mr. Richenberg asked, didn't the Town apply for a grant at that pump station? Supervisor Deming replied, we did but did not get approval for the funding.

Mr. Molino briefly explained the resolution before the Board later this evening as it pertains to sewer needs for the County as well as other Towns and Villages and the yearly maintenance involved. The County will be applying for grant funding through the CFA (Consolidated Funding Application) program and hope to get 90% funding, which will make it affordable to all who wish to utilize the vacuum truck we wish to purchase and share.

Councilman Swede asked how often we would use this truck which Mr. Worden replied every year. Mr. Worden added we roughly expend between \$5-8,000 each year for a vacuum truck.

OLD BUSINESS:

1) Highway Roof

Mr. Wies stated that he reached out to the original supplier to come out and review the roof. There were issues due to a wind event, a quote for a more permanent solution was authorized.

2) Noblehurst Water Tap:

a-1790 Craig Road:

RESOLUTION offered by Mr. Gates and seconded by Mr. Swede to approve the Water Tap Application submitted by Noblehurst Farms, Inc. for 1790 Craig Road. Voted on and approved, Yes-4, No-0.

*Fee was waived due to shut off was already in place with the Linwood Water project.

Discussion:

Rt. 36 Water Service connection:

Mr. Wies stated on behalf of the Town of York, CPL requested an itemized proposal for the transfer of 13 water services in the Town of York from an existing 2" watermain to the new 8" watermain on Route 36 (from the Town of Leicester water project). Clark Patterson sent out 3 RFP's and received two. The quotes were as follows:

- Vonglis Enterprises LLC \$49,395.95
- Aqua Man Waterline Service \$20,600.00
- Carmen Electric No Bid

Based on the information received, CPL recommends that the work be awarded to Aquaman Waterline Service in the amount of \$20,600.00 with payment of \$5,000 once work begins on the project.

UV Disinfection System Bids:

Mr. Wies also discussed with the Board bids for the installation of a UV Disinfection system at the Retsof Wastewater Treatment Plant. The bids were opened on June 1st. The UV System is a requirement outlined in the State Pollution Discharge Elimination System permit issued by the NYSDEC. Components of the design included a new pump station, UV equipment, building, generator and a chemical feed system. The construction budget was \$938,000 with a grant of \$750, 400, resulting in a local share of \$187,600.00.

The bid results were as follows:

Contract #1-General Construction (5 Bids)

- STC Construction, Inc. \$1,098,800
- Villager construction, Inc. \$1,195,000
- DAKKSCO Pipeline Corp. \$1,209,944
- Bell Mechanical Contractors, Inc. \$1,269,000
- CP Ward, Inc. \$1,302,000

Contract #2- Electrical Construction (1Bid)

- Concord Electric Corp. \$308,000

Mr. Wies stated as you can see, the bids came in \$468,800 over what we anticipated and commented he has been working with DEC about flood plain and flow concerns looking for a more conventional system minus a pump station. It is the recommendation of CPL to reject all bids submitted and authorize them to continue working with NYSDEC on revised plans to bring project costs closer to the budget with a design that would eliminate the need for a pump station. Once plans are revised and approved by DEC, we will need to re-bid.

*Mr. Molino, Mr. Wies, Mr. McKeown & Mr. Beardsley exited the meeting.

HIGHWAY REPORT:

Mr. Worden reported the following for the Highway Department:

- Mr. Worden met with Joe Klem of Crown Castle to further discuss the directional bore request for fiber optic cable on Chandler Road. It was discussed that they will be in the road right of way but not over our sewer main.

RESOLUTION offered by Mr. Swede and seconded by Mr. Rose authorizing Crown Castle to proceed with the requested directional bore on Chandler Road for fiber optic cable purposes. Voted on and approved, Yes-4, No-0.

- The department has been working on road signage
- The Highway crew assisted with set up at YCS for the 4th of July Fireworks
- Clearing brush and hauling stone
- Piffard Circle dig safe ticket came back tonight; we will be working there shortly.

WATER/SEWER:

Mr. Worden reported the following for the Water & Sewer Department:

- We have been running our pump 24/7
- We did experience some graffiti at the YCS pump station. Deputy Kane did locate the individual and we are pressing charges for restitution.

Councilman Swede asked Mr. Worden once Covington comes on board with water, will there be pumping issues? Mr. Worden replied Covington is close at this point, now waiting for electrical inspections but we do have some room to work with once they are connected.

Mr. Worden commented that he would like to request an additional hydrant for the Rt. 20 Water project, the cost is \$8,500.00.

RESOLUTION offered by Mr. Rose and seconded by Mr. Swede to approve purchase of a hydrant for the Route 20 (Telephone Rd) water project in the amount not to exceed \$8,500.00. Voted on and approved, Yes-4, No-0.

NEW BUSINESS:

1)Trail Town Committee Report:

Town of York Trail Town Committee Report
7/12/22 Town Board Meeting

1. The PTNY GVTT grant for \$5,732 has been received by the Town. Plans are moving forward to use this for the construction projects (kiosk, bike rack, bench, sign) at Fowlerville and York Landing. The NRBC grant of \$5,500 is now available for the projects (kiosk, bench) at Piffard.
2. We have been in touch with Kyle Semmel of WNY Land Conservancy (and YCS graduate) and he was agreeable to helping us if there was a need.
3. 5/23 - Becky, Brian, Blaine and Dave met with Kristine Uribe (GVG Manager) and scoped out the Yard, York Landing and Fowlerville trail intersections to determine the possible layouts of the planned amenities.
4. 6/1 - the Safe Streets for All Committee met at the LC Government Center to discuss the grant opportunity for the Greigsville Corners area based on the 2018 Greigsville Transportation Plan. The next meeting will be July 15 at York Central School and will include a walk around in the area.
5. 6/9 - Becky, Molly and Dave attended the design workshop in Perry with the Trail Town Committees to support the development of the Genesee Valley Design Guidelines for Trail Town signage and way finding.
6. 6/14 - Brian, Blaine and Dave met with Scout Aidan Harding, his mother, and his Scout leader to initiate his eagle scout project involving the kiosk and bench installation at the Yard.
7. 6/16 - At the Genesee Valley Conservancy meeting the Board of Directors indicated that it is supportive of moving forward with the Little Italy Nature Preserve project.

*Also...The Trail Town Committee requested of the Board to add an additional member, Blaine VanRy.

RESOLUTION offered by Mr. Rose and seconded by Mr. Swede to approve the addition of Blaine VanRy to the Town of York Trail Town Committee. Voted on and approved, Yes-4, No-0.

2)Local 264 Notice/Wages:

Supervisor Deming stated that Highway Supt. Mr. Worden approached the Board recently about the possibility of raising the hourly wages for the 2 existing union employees who have not yet reached the 4-year service at maximum wage per contract. Mr. Worden conveyed that we have a qualified group of employees and do not want to lose anyone given the labor shortage issues. Union personnel are in favor of this and the Teamsters Union has already signed off with no objection as well.

Supervisor Deming stated that the increase will bring Highway MEO, John Pike from \$21.41/hr. to \$26.76/hr. and Water/Sewer Operator, James Jones from \$24.09/hr. to \$26.76/hr.

RESOLUTION offered by Mr. Swede and seconded by Mr. Gates authorizing the increase in hourly wage for Town of York employees John Pike and James Jones Jr. to contract wage of \$26.76 per hour, effective next pay period. Voted on and approved, Yes-4, No-0.

3)Government Efficiency Grant:

a-Purchase of Shared Vacuum Truck:

Supervisor
GERALD L. DEMING

Town Board
AMOS N. SMITH
NORMAN R. GATES
FRANK ROSE JR.
JASON E. SWEDE

Highway Superintendent
GEORGE WORDEN JR.

Zoning/Code Enforcement
CARL PETER



TOWN OF YORK
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Town Clerk/Tax Collector
CHRISTINE M. HARRIS

Town Justices
THOMAS A. PORTER
DANIEL R. KOCH

Court Clerk
KIMBERLY A. REITZ

Assessor
GREGG TORREY

Resolution

Resolution in support of a 2022-2023 NYS Local Government Efficiency Grant through the Consolidated Funding Application for the Purchase of a Shared Vacuum Truck

RESOLUTION offered by Councilman Rose and seconded by Councilman Swede to approve:

WHEREAS, the New York State Department of State (NYS DOS) has available funds for the 2022-2023 Local Government Efficiency (LGE) Grant Program through the Consolidated Funding Application (CFA); and

WHEREAS, Livingston County Water and Sewer Authority (LCWSA) will be submitting a NYS DOS LGE grant through the CFA program for the purchase of a dedicated vacuum truck that will be a shared resource among various Livingston County communities; and

WHEREAS, this is a great benefit to our local community in order to reduce local costs of having to rent/contract out at a premium cost during emergency situations that call for its use; and

WHEREAS, this will also benefit the community by allowing us to perform more regular maintenance on our water, sewer, and/or stormwater systems to proactively address and correct any issues and minimize costly emergency repairs; and

WHEREAS, the community does not have the financial resources to outright purchase, store, and maintain our own vacuum truck due to the significant expense of such equipment; and

WHEREAS, at a time when the cost to maintain our underground infrastructure is growing rapidly and local budgets are tightly constrained, shared resources such as this are critical to continuing to provide safe and reliable essential public services; and

WHEREAS, the Town of York would directly benefit from this shared resource and the purchase would further the efficiency of the community and the County.

NOW, THEREFORE, BE IT RESOLVED, the Town of York fully supports this effort and the NYS LGE grant application for up to \$500,000 with LCWSA providing the local match.

BE IT FURTHER RESOLVED, that the Town of York will work with LCWSA to enter into an Intermunicipal Agreement (IMA) for shared use of the vacuum truck, the details of which will be finalized and signed prior to December 31, 2022.

Voted on and approved:

Yes- 4, No-0 Absent-1, Amos Smith

Dated: July 12, 2022

"This is an Equal Opportunity Program. Discrimination is prohibited by Federal law. Complaints of discrimination may be filed with USDA, Director, Office of Civil Rights, Room 326W, Whitten Building, 1400 Independence Ave., SW, Washington, DC 20250-9410."

Fowlerville - Greigsville - Linwood - Piffard - Retsof - Wadsworth - York

4) All Hazard Mitigation Plan:

Supervisor
GERALD L. DEMING

Town Board
AMOS N. SMITH
NORMAN R. GATES
FRANK ROSE JR.
JASON E. SWEDE

Highway Superintendent
GEORGE WORDEN JR.

Zoning/Code Enforcement
CARL PETER



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GREGG TORREY

Town of York

York Town Board

2668 Main Street; PO Box 187 York, NY 14592-0187

RESOLUTION offered by Mr. Rose and seconded by Mr. Gates to approve the following:

WHEREAS, the Town of York has gathered information and participated in the Livingston County All-Hazard Multi-Jurisdictional Hazard Mitigation Plan; and

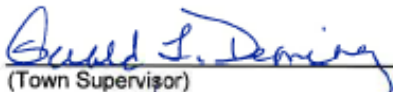
WHEREAS, the Livingston County All-Hazard Multi-Jurisdictional Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and


WHEREAS, the Town of York is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

NOW THEREFORE, BE IT RESOLVED by that the Town Board of the Town of York adopts the Livingston County All-Hazard Multi-Jurisdictional Hazard Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

Voted on and approved, Yes-4, No-0.

ADOPTED this 12th day of July, 2022 at the meeting of the Town Board.


(Town Supervisor)


(Town Clerk)

" This is an Equal Opportunity Program. Discrimination is prohibited by Federal law. Complaints of discrimination may be filed with USDA, Director, Office of Civil Rights, Room 326W, Whitten Building, 1400 Independence Ave., SW, Washington, DC 20250-6410."

5) Rt. 36 Water Service:

RESOLUTION offered by Mr. Swede and seconded by Mr. Gates to award the RT. 36 water service connections to Aquaman Waterline Service in the amount of \$20,600.00, and to further authorize the Supervisor and Town Clerk permission to sign the Water Main Installation Maintenance Agreement with the Town of Leicester, as prepared by Attorney Campbell. Voted on and approve, Yes-4, No-0.

6) Water Tap Application:

a-Howlett Farms:

RESOLUTION offered by Mr. Rose and seconded by Mr. Swede to approve the water tap application submitted by Howlett Farms in the amount of \$1,500.00 for property located at 2700 Cowan Road. Voted on and approved, Yes-4, No-0.

7) Pay Application #1:

a-Fineline Pipeline:

RESOLUTION offered by Mr. Rose and seconded by Mr. Swede to approve Pay Application #1 for Fineline Pipeline, Inc. in the amount of \$217,561.99 for the Route 20 watermain extension project. Voted on and approved, Yes-4, No-0.

Contractor's Application for Payment No. 1		
Application Period 6/1/22-6/30/22	Contractor FINELINE PIPELINE, INC.	Application Date 6/29/22
Location Town of York	Contract Route 20 Water Main Extension	Via (Engineer) CPL
Owner's Contract No.	Contractor's Project No.	Engineer's Project No. 16355

Application For Payment Change Order Summary		
Approved Change Orders		
Number	Amount	Deductions
TOTALS		
NET CHANGE BY CHANGE ORDERS		

1. ORIGINAL CONTRACT PRICE	\$	584,100.00		
2. Net change by Change Orders	\$			
3. Current Contract Price (Line 1 + 2)	\$	584,100.00		
4. TOTAL COMPLETED AND STORED TO DATE (Column F on Progress Estimate)	\$	329,812.65		
5. RETAINAGE:				
a. %	329,017.03	Work Completed	\$	111,490.65
b. %		Stored Material	\$	
c. Total Retainage (Line 5a + Line 5b)	\$		\$	111,490.65
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c)	\$		\$	217,561.99
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)	\$		\$	
8. AMOUNT DUE THIS APPLICATION	\$		\$	217,561.99
9. BALANCE TO FINISH PLUS RETAINAGE (Column G on Progress Estimate + Line 5 above)	\$		\$	336,538.01

Contractor's Certificate	
<p>The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account or discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) the title of all Work, materials and equipment incorporated in said Work as referenced listed in or derived by this Application for Payment will pass to Owner at time of payment here and time of all items, materials, installation and construction (unless such an agreement is in force acceptable to Owner understanding Owner against any such items, materials or construction); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.</p>	
Payment of \$ 217,561.99 (Line 8 or other - attach explanation of the other amount)	
is recommended by 07/05/2022 (Engineer) (Date)	
is approved by <i>David S. Damico</i> 7/12/2022 (Owner) (Date)	
is approved by _____ Funding Agency (if applicable) (Date)	
Date 6/30/22	

8)UV Disinfection System Bids

RESOLUTION offered by Mr. Swede and seconded by Mr. Rose to reject all bids (Contract 1 & Contract 2) for the UV Disinfection System Project. Voted on and approved, Yes-4, No-0.

OTHER:

1)Mileage rate increase:

Supervisor Deming reported that the standard mileage reimbursement rate was recently increased. From January 1st-June 30th it was \$.585 per mile. Effective July 1st-December 31st, 2022 the rate is now \$.625 per mile.

RESOLUTION offered by Mr. Rose & seconded by Mr. Swede to update the mileage allowance for Town officials using their own vehicle for official town business to \$.625 per mile, effective July 1st. Voted on and approved, Yes-4, No-0.

2)Insurance Renewal:

Supervisor Deming reported that he met earlier this evening with our insurance agent, David Boyce from Tompkins Insurance Agency to discuss coverage and premium cost for 2022-2023.

RESOLUTION offered Mr. Swede and seconded by Mr. Rose to approve the NYMIR Insurance renewal for 2022-2023 in the amount of \$43,948.88. Voted on and approved, Yes-4, No-0.

3)Kobylanski Request:

Supervisor Deming stated that the Board conducted a Public Hearing tonight regarding the request to construct a home in the area once referred to as the Bernecker subdivision, without a full basement. Mr. Deming asked the Board their thoughts on the matter.

Councilman Swede commented with newer construction now, we need to adjust to the updated regulation standards in order to stay current.

Councilman Rose added Planned Development areas are supposed to be adjustable to the times and we need to be as well when requests come before the Board.

RESOLUTION offered by Mr. Rose and seconded by Mr. Swede to approve the request of Andriana and Zachary Kobylanski to build a single-family residence without a full basement that will be constructed on a slab. Voted on and approved, Yes-4, No-0.

4)Youth Meeting:

Councilman Swede reported that he and Supervisor Deming met with Jay Cisco, Youth Director at Livingston County GLOW YMCA to discuss potential options for the future of the program. After Pete Robinson retired from his position as long-time director, Y-L

Youth did not have anyone come forward to coordinate for the current summer programs. Ms. Cisco expressed the desire to have YMCA take over the program. Supervisor Deming stated that Ms. Cisco and the YMCA program also assists with Geneseo's recreational programs and they are currently at York Central School during the school year for the Pre-K program as well as before and after school child care.

5) Christopher Geiger:

Chris came this evening to ask if a Town Board member could attend his Eagle Scout ceremony on Sunday to re-cap his service project to the community. Councilman Rose replied he would be happy to attend on behalf of the Board.

6) Greigsville Study:

Attorney Campbell stated that the County is assisting with the grant application for the Greigsville Study. We will be required to approve a resolution for matching funds in order to complete the project. Mr. Campbell commented he will be preparing such resolution for the next Town Board meeting.

After no further business...

ADJOURNMENT:

RESOLUTION offered by Mr. Swede and seconded by Mr. Rose to adjourn the Town Board Meeting until August 9th. Voted on and approved, Yes-4, No-0.

Town Board meeting closed at 9:45 p.m.

Respectfully submitted,
Christine M. Harris
Christine Harris, Clerk