

York Town Board Meeting
January 15, 2009

Present: Supervisor Gerald L. Deming, Council Members: Lynn Parnell, Norman Gates and David Deuel

Absent: Frank Rose Jr.

Others: Norman Barrett (Senior Water & Sewage Treatment Plant Operator), George Worden Jr. (Highway Supt.)

Supervisor Deming opened the Town Board Meeting at 7:30 p.m.

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to approve the minutes of the December 30th, 2008 Town Board Meeting, January 1st, 2009 Organizational Meeting and January 8th Special Town Board Meeting. Voted on and approved, Yes-4, No-0.

PRIVILEGES OF THE FLOOR

1) Mary Schlafer:

Ms. Schlafer came to discuss with the Town Board the recent visit made by Zoning/Code Enforcement Officer Carl Peter, to her parents' (Don & Mary Davis) home on January 9th, for an inspection. Ms. Schlafer stated once Mr. Peter confirmed that the home can now be classified as a one-family residence again, she would like to have the board approve the correction of the current 2009 County and Town tax bill which reflects two units of water and sewer.

Supervisor Deming informed Ms. Schlafer that in order to correct the 2009 tax bill, the changes to the residence and Mr. Peter's inspection had to have taken place by October 1st. Mr. Deming added that he has a letter from Mr. Peter confirming the inspection and a second letter from the Assessor, Anne Sapienza informing the Board of the conversation she had with Mr. and Mrs. Davis regarding the October 1st deadline.

Ms. Schlafer agreed that Mrs. Sapienza did inform her parents of the October 1st time frame, but stated in early September she contacted Mr. Peter about the upcoming inspection, and was told they had until January. Because of the later time table they did not rush to complete all the corrections until after the holidays, which seems now to be too late.

The Board briefly discussed that they would like to table this discussion until they have the opportunity to speak with Mr. Peter because two different versions are being brought before the Board. Supervisor Deming reported that Mr. Peter is currently on a bus run for York Central School tonight and if he is able to return before the meeting comes to a close, we will be able to continue this discussion.

HIGHWAY

1) Weather:

Highway Supt., Mr. Worden commented that the weather recently has been very hard to keep up with, but the department continues to battle the snow and ice.

Supervisor Deming asked if the new brine unit has been installed on a town truck, which Mr. Worden replied that it had. Mr. Worden explained that it took some maneuvering to get the unit in place, but once it was, they have been able to use it in the Fowlerville area, which has made a huge difference on the time it takes for the ice to melt down.

Supervisor Deming asked if Mr. Worden has calculated how much brine has been used to date. Mr. Worden stated that 10,000 gallons of brine was delivered to us (at no cost), and each trip will use 100 gallons of brine, so we have quite a large quantity to work with.

* Mr. Worden stated he is very pleased with the brine unit and its road reaction thus far.

2) Backhoe:

Mr. Worden informed the Board that he and Senior Water and Sewage Treatment Plant Operator, Mr. Barrett have spoken with a few representatives regarding pricing for a new backhoe to be shared between the departments. Mr. Worden stated that a Case Super 580M is actually on State Bid, and if we decide to purchase it, the Town can buy an extended warranty after the 1st year, ranging from \$3-5,000.00 for 5 years.

3) Chips Funding:

Mr. Worden stated he will be preparing his Chips paperwork shortly, in order to be in by the February deadline. Supervisor Deming stated due to all of the state cut backs, the Chips Funding Program has been cut 41.37%, which will be a huge blow to our budget, as well as many other towns.

7:45 P.M.

RESOLUTION offered by Mr. Deuel and seconded by Mr. Gates to enter into Executive Session to discuss personnel matters, to include Town Board and Town Clerk. Voted on and approved, Yes-4, No-0.

8:07 P.M.

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel to end Executive Session. Voted on and approved, Yes-4, No-0.

Supervisor Deming reported that no action was taken in Executive Session.

** Supervisor Deming stated the Board agreed due to the fact that two different versions exist regarding the time table to make home corrections for the unit charge purposes, and more importantly not having something more concrete in writing to refer to, the Board thought it appropriate to make the following resolutions:

1) Davis:

RESOLUTION offered by Mr. Deuel and seconded by Mr. Gates granting permission to change the unit charges for the Davis property from 2 to 1 unit of water and sewer, and further authorizing once the Davis' have paid the current 2009 property tax bill which reflects two units of each, the Town of York will then reimburse the Davis' for 1 unit of water and 1 unit of sewer. Voted on and approved, Yes-4, No-0.

** The Board chose to move forward with this option for reimbursement rather than correction of the tax bill, due to time restraints.

2) Dieters:

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel to reimburse Roger and Simina Dieter for 1 unit of water and 1 unit of sewer from a previous unit request they had back in 2007, based upon decisions this evening. Voted on and approved, Yes-4, No-0.

WATER/SEWER

1) Arkema:

Senior Water and Sewage Treatment Plant Operator, Mr. Barrett reported that Arkema experienced a break a little over two weeks ago (December 28th). Their existing 12 inch valve could not be turned off due to age, so our department stepped in to assist. Mr. Barrett stated that he offered to Arkema representatives once they purchased the materials, we would remove the old valve and install a new one for them, to ensure it was connected properly, which they were very grateful to agree to.

Mr. Barrett reported due to Arkema's leak, we lost 16 feet in our tank, which calculates to 848,000 gallons of water. Mr. Barrett stated because of the leak he is preparing an itemized bill for Arkema totaling \$5,583.18, and added before sending it, he will show the Board a copy of the breakdown.

2) Float System:

Mr. Barrett explained to the Board the situation the Water Department has been experiencing at the water tower. The current float system works fine at normal temperatures, but when the bitter weather sets in and the ice accumulates, we are unable to gather accurate readings for the total gallons of water in the tank. Mr. Barrett stated because of the ice issues he recently purchased a new gauge that will not be affected by the elements because the main component is enclosed, and believes this will cure our situation.

3) Public Health Notice:

Mr. Barrett informed the Board of the Public Health notice placed in the Genesee Valley Penny Saver two weeks ago. In 2004 the New York State Health Department adopted more strict rules regarding public water systems based on the EPA's stage 1 Disinfectants and Disinfection By Products Rule. Public systems are now required to monitor for chemicals and have established maximum allowable levels. If the levels are exceeded, the system is then determined to be in violation and public notification is required.

Mr. Barret stated because the Town of York did not meet the standards in the forth quarter of 2008, we now are required to publish the Health Notice, but stated ultimately the system has not been compromised.

Mr. Barrett mentioned that a writer from the Livingston County News spoke with him about the recent notice in the Penny Saver and wrote an article for their paper as well, which appeared in this week's edition. Unfortunately, some of the wording in the article might get residents concerned but we have to reassure the citizens that the water is safe to drink and we are continuing to make strides in meeting the requirements each quarter set by the state.

OLD BUSINESS

1) Sign Language Quote:

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to not replace the Town of York signs at this time even with the reduction price submitted from Sign Language Inc. Voted on and approved, Yes-4, No-0.

* original price - \$8,436.00

* discounted price - \$7,900.00

2) Zoning Revisions Approval:

RESOLUTION offered by Mr. Deuel and seconded by Mr. Gates to approve the Final Draft version of the Town of York Zoning Ordinance with inclusion of the Livingston County Planning Departments recommendations. Voted on and approved, Yes-4, No-0.

Supervisor Gerald Deming	Aye
Council Member Lynn Parnell	Aye
Council Member Norman Gates	Aye
Council Member David Deuel	Aye
Council Member Frank Rose Jr.	Absent

* A copy of the recommendations are attached with the minutes.

3) Valley Fest Money:

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel authorizing Supervisor Deming permission to place funds totaling \$500.00 into the "Valley Fest" checking account. Voted on and approved, Yes-4, No-0.

4) Leicester Water Contract:

After a brief discussion regarding a potential water contract between the Towns of York and Leicester, the Board agreed to table the matter until a future date.

5) Fire/Ambulance Extension Contract:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Deuel authorizing the Supervisor permission to extend the Fire and Ambulance contract for a period of 90 days with the York Fire Department, payment to be based upon 25% of 2009 budgeted amount. Voted on and approved, Yes-4, No-0.

6) Contract Meeting:

Supervisor Deming informed the Board that Livingston County Health Department Director Joan Ellison, will be scheduling a meeting in the next few weeks with the York Fire Department, Health Department and the York Town Board to further discuss fire and ambulance services.

BILLS

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

• Sewer Districts	#2008 1-9	\$ 3,956.29
•	#2009 10-15	\$ 1,813.94
• Consolidated Water	#2008 1-14	\$ 628.97
•	#2009 15-26	\$ 2,941.16
• General Fund Claim	#2008 1-29	\$ 6,650.66
•	#2009 30-45	\$10,445.84
• Highway Fund Claim	#2008 1	\$ 86.82
•	#2009 2-6	\$20,743.84
• Street Lights	#2008 1	\$ 1,818.36

ADJOURNMENT

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel to adjourn the Town Board Meeting until February 12th. Voted on and approved, Yes-4, No-0.

Town Board meeting closed at 8:50 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk

