

Special Town Board Meeting
February 26, 2009
6:30 p.m.

Present: Supervisor Gerald L. Deming, Council Members: Lynn Parnell, David Deuel
and Frank Rose Jr.

Absent: Norman Gates
Others: Ronald Cicoria (Town Attorney)

Supervisor Deming opened the Special Town Board Meeting at 6:35 p.m.

6:36 P.M.

RESOLUTION offered by Mr. Rose and seconded by Mrs. Parnell to enter into Executive Session for contractual purposes, to include Town Board, Town Attorney and Town Clerk. Voted on and approved, Yes-4, No-0.

7:25 P.M.

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

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

ADJOURNMENT

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Deuel to adjourn the Special Town Board Meeting at 7:26 p.m. Voted on and approved, Yes-4, No-0.

Respectfully Submitted,

Christine M. Harris, Clerk

Regular Town Board Meeting
7:30 p.m.

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

Absent: None

Others: Ronald Cicoria (Town Attorney), George Worden Jr. (Highway Supt.), Norman Barrett (Senior Water & Sewage Tr. Pl. Op.) & York Fire Department members: Carl Peter, Brenda Clark-Pierson and Donna Falkner

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

MINUTES

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Deuel to approve the minutes of the February 12th Town Board Meeting. Voted on and approved, Yes-5, No-0.

HIGHWAY

1) Weight limit signs:

Mr. Worden reported that he received a call from an area farmer pertaining to weight limit signs. Mr. Worden explained that he is asking the farms to try and keep the larger farm equipment and vehicles on the County roads rather than the town roads due to the wear and tear on the roads itself and the additional costs involved in restoring them. Mr. Worden stated due to the size of the current machinery, it takes quite a toll on our roads and with the uncertainty of the availability of CHIPS funding for maintenance, he is concerned on the road repair budget line item.

2) OSHA requirement:

Mr. Worden stated that a medical equipment representative came to the shop recently to review the eye wash station for OSHA regulation purposes, and was informed that what we currently have in place is completely obsolete. Mr. Worden stated that the representative tried to sell him their product, but he informed him that he will not render a decision on new equipment until he has the opportunity to speak with the Town Board.

The Board agreed for safety purposes, it is a must that we comply in a timely fashion and asked Mr. Worden to review other options in order to render a decision at our meeting on the 12th of March.

PRIVILEGES OF THE FLOOR

1) York Fire Department:

Mr. Peter and several members of the York Fire Department came this evening to further discuss with the Board the 2009 contract for fire and ambulance service. Mr. Peter stated he understands that the Town Board has met several times to review information and noted that his committee has met numerous times as well, desiring to move forward.

Supervisor Deming informed Mr. Peter that the Board met earlier this evening for such discussion and agreed to propose the following contract:

- \$ 100,000.00- to the Fire Department for fire service
- \$ 50,000.00- to the Department for ambulance service
- \$ 6,000.00- for physicals, which the Town will administer
(claims will be submitted to the office for payment)
- Town Board is requesting a separate Board for fire & ambulance
- Town Board is requesting separate bank accts.& treasurers for the Fire Dept. and ambulance, due to the separation of companies

- Town Board is requesting an audit of the books, which will be paid for by the Town
- Town Board is requesting an itemized budget of funds available & yearly financial statements for both companies
- The Board expects the ambulance to respond to 90% of the calls, and funds for such service will be dispersed quarterly, in order to verify that the calls are being met

Mr. Deming stated that he met with the County several weeks ago about the ambulance service and was informed that our ambulance made only 71% of the calls in 2008, which is well below the average set by the County and the State. Mr. Sheahan stated to Mr. Deming that Avon, Cuylerville and York ambulances were among the least made calls in the County in 2008.

Mr. Peter addressed the item requesting two separate Boards, one for ambulance and one for fire department. Mr. Peter stated that it is not feasible to expect two separate boards because currently the department does not have enough volunteers.

Mr. Peter questioned how the Board arrived with the figures proposed this evening. Mr. Deming responded that the figures were based upon a past discussion with Mr. Peter, when he reported that \$ 114,000.00 was expenses incurred.

Mr. Peter explained the figure of \$ 114,000.00 was their actual budget last year, not their expenses. Supervisor Deming expressed that he did not misinterpret that discussion and stated that Mr. Peter did lead him to believe that the figure was for expenses. Mr. Peter again replied this is not the case, the \$ 114,000.00 was their entire budget.

Mr. Rose commented now that the fire and ambulance service has been separated, the first year for ambulance funding will be a difficult one, not really knowing what will actually be coming in (service and/or donations).

Councilman Deuel asked Mr. Peter if the York Fire Department had a proposal to present to the Town Board, which he replied they had.

Mr. Peter outlined the \$ 25,000.00 figure for ambulance service. The Department would cut out of their budget \$ 12,500 and the Town Board would find \$ 12,500 in the Town budget, which totals the \$ 25, 000.00 figure discussed for service.

Councilman Deuel reviewed the current numbers:

\$ 152,500.00- contract amount for fire & ambulance service
\$ 6,000.00- physicals (currently paid in the existing contract)
 \$ 158,500.00

Mr. Peter asked the Board to review the outline prepared, giving a breakdown of the expenses incurred for the fire and ambulance services. The Town check totaled \$ 154,000.00, of which \$ 41,300.00 was spent on the ambulance maintenance, leaving \$ 112,700.00 for fire service. Mr. Peter stated with the expenses listed on the worksheets the fire service ultimately had a negative balance of \$ 2,130.00.

Council Member Parnell asked how many total trucks are available to the department, because she has concerns on too much equipment if it is not needed, and added perhaps we should be trying to eliminate some excess.

Mr. Peter responded that the department currently has 9 total trucks and if the old ambulance is sold, the number would be reduced to 8.

Mrs. Parnell stated, if she is understanding this correctly the Fire Department is asking for \$ 12,500.00 more. Mr. Peter answered that the additional funds would actually be for the ambulance corporation.

Supervisor Deming reviewed the worksheets once again and noted that the budget for fire and ambulance services has been able to put away 15% for Capital Improvements and 15% for a new truck purchase (which is \$ 23,100.00 each) over the past two years, and now expresses the need for each corporation to receive 15% for improvements. Mr. Deming stated that these numbers are quite large even when they are combined, but too much to ask for, for each corporation.

Councilman Deuel asked if the upcoming year will encounter any large repairs to their building or additional supplies that will require costly expenses. Mr. Peter reported in the next few years the department will have several items in need of repair, which will not be cheap.

Councilman Deuel stated based on the challenging economy we are facing at this time, he suggested that the Fire Department re-evaluate the percentage they have been setting aside for improvements (15%), because he feels that might be best used in other areas of their budget.

Councilman Rose asked Mr. Peter how donations are dispersed. Mr. Peter replied usually the individual making the donation will specify which corporation to post it to, fire or ambulance fund and is then deposited accordingly.

Mr. Worden asked the Board what the ramifications would be if the ambulance does not respond to 90% of the calls in the new contract. Supervisor Deming stated that the Board did discuss that issue and agreed that payment for services would be dispersed quarterly in order to verify the response efforts.

The Board asked Mr. Peter to review the additional options with his Board in order to have further discussions with the Town Board. Both parties agreed to meet on Tuesday, March 3rd at 7:30 p.m. at the York Town Hall.

WATER/SEWER

1) Treatment Plant:

Mr. Barrett informed the Board that he has been receiving some pressure from Erin Shirkey of DEC to resolve the re-circulating issues on the meter at the treatment plant. Our reads continue to fluctuate, but have been making every effort to get the meter reads on a more constant level.

Mr. Barrett noted that we still have yet to receive our SPEDES permit from DEC even though our application had been turned into the Regional office several months ago. Mr. Barrett believes they are delaying issuance until we resolve some matters at the plant.

2) MRB:

Mr. Barrett stated he received a call this week from MRB Engineer, Ryan Colbin about scheduling a meeting to discuss the Town of Leicester water contract. Mr. Colbin expressed his desire to meet with Mr. Barrett and Steve McTarnigan (Village of Geneseo Treatment Plant Operator) to talk about the numerous steps (paperwork) that must be taken on Leicester's part before we will sign the contract.

Supervisor Deming added that he spoke with Mayor Hatheway this week as well about his concerns regarding the pending water contract. Mr. Hatheway stated that he

wants to make sure with the addition of Leicester customers, it won't adversely affect the Village of Geneseo's system, which Mr. Barrett and Mr. McTarnigan will be able to address. Mr. Deming also asked Mr. Barrett to prepare in writing for the Town of Leicester any steps and/or requirements that need to be completed (DEC, Health Dept., etc.)

3) Hydraulic profile:

Mr. Barrett informed the Board that the hydraulic profile has been completed and the results reflect exactly what we expected pertaining to the best locations for water towers. Unfortunately some of the areas in need of town water have no piping in close proximity, ultimately increasing the cost to run water to that area. Mr. Barrett stated if some funding becomes available he has prioritized a few locations for upgrade.

4) Pump stations:

Mr. Barrett stated, as discussed at the February 12th meeting, two particular pump stations have continued to give us trouble. The station across from Davies Nagel on Route 36 and the pump station near York Central School's bus garage. Mr. Barrett reported that he did receive a quote from Siewert Equipment for a monitoring system and suggested that the Board consider allowing him to purchase the system.

Supervisor Deming agreed that we should try the monitoring system and if it proves beneficial, then we will determine if we want to invest any additional funds for the remaining stations.

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell authorizing Mr. Barrett permission to accept the quote submitted by Siewert Equipment to install a monitoring system at the York Central School pump station, at a cost not to exceed \$ 2,000.00. Voted on and approved, Yes-5, No-0.

5) Water Tank Inspection:

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose authorizing Mr. Barrett to approve the quote submitted by Utility Service Company for inspection of the water tanks, at a cost of \$ 3,900.00. Voted on and approved, Yes-5, No-0.

6) Pump station plug valve:

RESOLUTION offered by Mr. Deuel and seconded by Mr. Gates authorizing Mr. Barrett permission to purchase a 4" Dezurik 3-way plug valve plus additional repair parts (plug, bonnet gasket, male & female adapters and press rings) from Tek-Sales.com, at a cost not to exceed \$ 2,200.00. Voted on and approved, Yes-5, No-0.

OLD BUSINESS

1) Backhoe:

Mr. Barrett, Mr. Worden and the Board discussed the backhoe purchase once again. Supervisor Deming asked the department heads if they had an issue with purchasing a used backhoe rather than a new one because through government surplus, State agencies get first chance at equipment and we may be able to pick up a used one at a reasonable figure and though we should inquire about it.

Mr. Worden and Mr. Barrett agreed as long as the backhoe was in good shape and has been taken care of properly, a used one would certainly work fine.

NEW BUSINESS

1) Roberta MacLean:

Supervisor Deming informed the Board that a request was made by Roberta MacLean on behalf of the York Historical Society. The Society will be hosting a benefit at the Town Hall in May and wanted to verify if they were able to have wine as part of the dinner function, and also asked if they would still have to pay the hall fee based on purpose of the rental event.

After little discussion the Board agreed to waive the rental fee for the York Historical Society benefit dinner and stated as long as the function does not sell wine at the event, they are more than welcome to dine with it.

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose to waive the Town Hall rental fee for the York Historical Society benefit dinner scheduled for May 6th, 2009. Voted on and approved, Yes-5, No-0.

OTHER

1) Zoning update:

Zoning & Code Officer, Mr. Peter spoke to the Board about two recent building permit applications. Mr. Peter stated the two applications made him question our new zoning regulations pertaining to square footage issues with accessory buildings and/or garages. Mr. Peter explained after receiving the two new permits he reviewed the newest codes for verification, ultimately questioning the verbiage. As he reads it, the applicant would be required to ask for a permit for any structure over 144 sq.ft. (12 x12), but in our old regulations any new structure required a permit regardless of the dimensions.

After some discussion, the Board asked Mr. Peter to contact John Steinmetz of Clark Patterson Lee for clarification on the new zoning regulations, and to inform them of the results at the next meeting on March 12th.

BILLS

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

Sewer Districts	# 31-41	\$ 9,944.21
Consolidated Water	# 48-56	\$ 6,143.12
General Fund Claim	# 76-88	\$ 13,683.69
Highway Fund Claim	# 29-35	\$ 5,128.18

ADJOURNMENT

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to adjourn the Town Board Meeting until March 12th. Voted on and approved, Yes-5, No-0.

Town Board Meeting closed at 9:25 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk