

York Town Board Meeting
August 27, 2009

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

Absent: None

Others: George Worden Jr. (Highway Supt.), Norman Barrett (Senior Water & Sewage Treatment Plant Operator), NYS Forest Ranger, Daniel Cordell, NYS Parks & Recreation, David Harring and Ned Holmes, supporter of the Greenway

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

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose to approve the minutes of the August 13th Town Board Meeting. Voted on and approved, Yes-5, No-0.

PRIVILEGES OF THE FLOOR

1) Ranger Cordell:

Ranger Cordell asked to speak with the Board this evening to discuss the ongoing parking issues at the Greenway trail on Fowlerville Road, and a possible solution. Discussions took place last Friday onsite with the Livingston County Sheriff's Department, Department of Environmental Conservation (DEC) personnel and Mr. Worden to review the situation and what they have prepared as a possible resolve. Ranger Cordell spoke about a small parking area (roughly 5-6 cars) located on the southside of the Greenway trail, near the existing rock boundaries.

Supervisor Deming asked if the proposed parking area would block or interfere with the turn around driveway that currently exists because it is used by school buses and snow plows as a safety measure to re-enter Fowlerville Road. Mr. Harring suggested if the turn around is believed to be too close, the existing gates could in fact be moved back, as long as a barrier continues to exist. Mr. Worden expressed the need to clearly label the parking area, which was discussed at their meeting previously and all agreed once preparations have been completed the postings will follow thereafter.

Mr. Deming asked Ranger Cordell and Mr. Harring if anyone has spoken with or visited the neighbors of the Greenway to inform them of the new parking plans, because they have expressed concerns about those issues over the years. Ranger Cordell stated he had not made contact with the neighbors (Jane & Clesson Oakes), but hope by giving visitors an actual spot to park, it may alleviate the parking issues in general. Mr. Harring added designated spots could accommodate most if not all of the visitors which is what the goal is and Mr. Holmes agreed by allowing the visitors an actual location, it can only assist the process.

Supervisor Deming questioned the liability involved with the adjoining property owners if visitors were to stray from the trail and get injured. Mr. Deming stated that

several complaints have been made regarding snowmobiles wandering from the trail at late hours and wondered if the homeowners may be sued. Mr. Holmes stated that the General Obligation Law protects homeowners of liability, and added in most cases the snowmobile clubs have helped the cause immensely by actually policing themselves in order to be able to continue to use the area.

Supervisor Deming stated overall he feels the Greenway has been positive in the community, with numerous locals and others using the trail continuously, but is sympathetic of the concerns expressed by the Oakes family, who live closest to it.

Mr. Holmes expressed he also understands neighbor concerns, but feels the Greenway is a quality of life issue and must be able to continue. Unfortunately we are not able to please all citizens but we have a beautiful trail and it is there to be used by all.

Councilman Deuel agreed that the Greenway has been a wonderful addition to the community and should be used, and believes a small parking area would enhance the usage.

Supervisor Deming suggested that an onsite visit take place in order to fully visualize the proposed parking plans. The group agreed to meet on September 10th at 6:30 p.m. before the next regular Town Board Meeting.

HIGHWAY

1) Maintenance:

Mr. Worden reported that the Highway Department has been ditching on Simpson Road and McVean Road areas. The Highway also assisted the Water Department on Retsof Road and was able to correct culvert issues that they were unaware actually existed.

2) Storage Barns:

Mr. Worden informed the Board of a break-in that occurred recently at the Town Highway Department storage barns. Both sheds were broken into and after a thorough inspection, nothing seemed to be missing, but Mr. Worden still decided to follow through with a police report. The Livingston County Sheriff's Department assured us they will have patrols continuously checking the area.

WATER/SEWER

1) Retsof Road:

Mr. Barrett reported the meter pits have been removed and tile installed on Retsof Road along with drainage pipe on the south side of Chandler Road. He stated now that the pipe is in place, the corner will now experience much better drainage. Mr. Barrett also expressed to the Board and Mr. Worden his appreciation for the clean up performed by our Highway Department and stated they did a great job.

2) Geneseo:

Mr. Barrett stated that the Village of Geneseo is anticipating replacing their existing 8 inch water main on Court Street next year with a 12 inch line. He suggested that the Board consider allowing Geneseo to include our area on Court in the upgrade, with the understanding all material used will be paid for by the Town of York for our section.

3) Utility Services:

Supervisor Deming reminded Mr. Barrett and the Town Board of the scheduled Public Works Meeting with Utility Services for Monday, August 31st at 6:30 p.m. at the Town Hall.

4) Notification:

Mr. Barrett informed the Board that a recent water sample of the McVean Road area produced a violation based upon New York State standards. The report indicated a disinfectant (chlorine) residual value less than the acceptable standards and we are now required to notify the residents in that area. Mr. Barrett added even though a violation has taken place it does not require a boil water advisory, but does require that customers be made aware of what has transpired. Mr. Barrett stated it has been an ongoing struggle to maintain routine chlorine residual in the McVean Road area even when the department flushes hydrants for two days straight. The New York State regulations are getting more difficult to meet, but we continue to make strides.

A notification letter will be sent to the 14 homeowners in the McVean, McKenzie and Batzing Road areas within the next two weeks.

OLD BUSINESS

1) Cemetery restoration:

Council Member Parnell reported she spoke with Joe Snyder of Snyder Brothers regarding restoration of the "Fowler" stone in the Mt. Pleasant Cemetery. Mrs. Parnell stated he assured her that the work will be completed prior to the scheduled tour conducted by Historian, Steve Gates on September 26th.

NEW BUSINESS

1) Snow & Ice Contract:

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to approve the Livingston County Snow and Ice Contract for a period of one year, October 15th, 2009 to October 14th, 2010, at a rate of \$ 4,000.00 per mile. Voted on and approved, Yes-5, No-0.

2) Liv. Co. Youth Board:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to re-appoint Sharon Deming for an additional two year term on the Livingston County Youth Board. Voted on and approved, Yes-5, No-0.

3) Court Audit:

RESOLUTION offered by Mr. Rose and seconded by Mr. Gates authorizing Baldwin Business Services to conduct a court audit of the Town of York records at a cost not to exceed \$ 750.00. Voted on and approved, Yes-5, No-0.

4) Town Hall roof:

Supervisor Deming informed the Board that he spoke with Town Hall Custodian, Carl Peter about obtaining quotes to re-surface the roof of the Town Hall. Mr. Peter stated he

estimated the work could run roughly around the \$ 40,000.00 range, but the first quote submitted totaled \$ 57,000.00. Mr. Deming expressed disbelief in the first quote and stated he hopes the remaining quotes will be a bit closer to the estimated budgeted figure.

5) Industrial Appraisal:

Councilman Deuel informed the Board and department heads that Industrial Appraisal has finally completed the appraisal process and has sent the document to the office.

OTHER

1) York/Leicester Kiwanis:

Mr. Deming read aloud a thank you card he received from the York/Leicester Kiwanis. Mr. Dale Worden as Secretary of the organization wished to thank the Town of York Highway Department for their efforts at the Piffard Playground.

2) 2010 Budget:

Supervisor Deming informed the Board that he is now working on 2010 budget figures and should be scheduling work sessions shortly.

BILLS

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

Sewer Districts	# 136-143	\$ 8,930.06
Consolidated Water	# 201-207	\$ 2,114.72
General Fund Claim	# 275-285	\$ 2,624.01
Street Lights	# 9	\$ 1,270.08
Highway Fund Claim	# 126-132	\$ 1,324.21

ADJOURNMENT

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose to adjourn the Town Board Meeting until September 10th. Voted on and approved, Yes-5, No-0.

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

Respectfully Submitted,

Christine M. Harris, Clerk