

York Town Board Meeting  
September 8, 2011

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

Absent: None

Others: Roger McCracken (Water and Sewer Operator) and George Worden Jr.  
(Highway Superintendent)

Supervisor Deming opened the Town Board Meeting at 7:35 p.m. with the  
Pledge to the Flag.

MINUTES

**RESOLUTION** offered by Mr. Gates and seconded by Mr. Rose to approve the  
minutes of the August 25<sup>th</sup> Town Board Meeting. Voted on and approved, Yes-5,  
No-0.

HIGHWAY

1) York Central School Project:

Mr. Worden reported he still has paving to complete at the school, but due to  
the weather they have been unable to proceed. He has rescheduled the date for  
Monday, September 12<sup>th</sup>. Supervisor Deming stated though the project was not  
completed before the start of the school year, York Central was very  
understanding of the circumstances and noted in their newsletter how pleased  
they were with the work performed by our Highway Department.

2) Maintenance:

Mr. Worden informed the Board the department has continued to mow road  
sides and cemeteries, and began wedging some roads in the township.

3) Update:

Mr. Worden stated Mr. Hasler has been cleared by New York State  
Compensation and has since returned to work after his injury.

Mr. Worden updated the Board on another accident that occurred two weeks  
ago. Mr. Worden asked Donald Rice, employee from the Town of Geneseo  
Highway Department to assist us with a piece of equipment for the paving project  
at the school. Mr. Rice was removing the front blade from the grader which was  
parked behind the Town's Highway facility on Short Street. Mr. Rice began to  
remove pins that were in place securing the blade mount to the grader when the  
blade mount fell on top of his right foot. Mr. Worden stated Mr. Rice was alone  
at the time and was able to free himself and drive the grader to the shop to report  
his injury to Mr. Worden. After observance of the injury, Mr. Worden decided to  
take Mr. Rice to Highland Hospital for treatment. Mr. Rice has had two

operations on his foot, but has since been released from the hospital. Mr. Deming stated we will continue to follow up with the Town of Geneseo, we believe the incident will be documented under their insurance, as their employee.

### WATER /SEWER

#### 1) Water Results:

Mr. McCracken reported he received the THM results from the August 16<sup>th</sup> read date, which was in the midst of the heat spell. McVean Road had a read of 79, Lawnel Farms a read of 65 and in Piffard it recorded 49 for THM's. The level limit is 80, so we are certainly benefiting from the ongoing circulation of water through the system.

#### 2) Virginia Avenue:

Mr. Worden stated he received a cost analysis for pipe fittings needed for the Virginia Avenue water main replacement. If we were to secure the materials needed the cost would be \$23,800.00. If we were to proceed with a contractor for this project, the cost would be \$56,000.

**RESOLUTION** offered by Mr. Deuel and seconded by Mr. Gates to purchase the material needed for the Virginia Avenue water main replacement project, cost not to exceed \$23,800.00. Voted on and approved, Yes-5, No-0.

### OLD BUSINESS

#### 1) Ronald Regone:

Supervisor Deming stated at the Town Board Meeting of August 25<sup>th</sup> the Board asked Mr. Worden and Mr. McCracken to verify the water pressure at Mr. Regone's house on Tuttle Road. When the read was taken Friday morning, it read 14 pounds, which is well under the required 20 pound pressure. Clerk Harris stated Mr. Regone came to the office this week to submit an invoice of work completed at his home by a local contractor, and asked once again for the Board to consider reimbursement of the water tank and pump charges he incurred.

The Board concluded due to the lack of proper pressure to the Regone residence, we should approve such reimbursement.

**RESOLUTION** offered by Mr. Gates and seconded by Mr. Deuel to reimburse Ronald Regone \$530.45, for (1) expansion tank and 1/2 hp jet pump. Voted on and approved, Yes-5, No-0.

#### 2) Tuttle Road Letter:

Supervisor Deming expressed the need to prepare a letter to the remaining residents on Tuttle Road, informing them of the pressure issue and outlining the Town's responsibility in supplying a replacement pump and tank if an issue occurs. The Board agreed we would replace the unit once we have been notified

of the problem and an actual invoice has been submitted. Supervisor Deming stated all installation will be the responsibility of the homeowner.

3) Senator Gallivan:

Supervisor Deming informed the Board that Senator Gallivan's visit has been rescheduled for Tuesday, October 18<sup>th</sup> from 4:00-5:30 p.m. All Town Board members are welcome to attend.

4) Abbey of the Genesee:

Supervisor Deming stated he and Councilman Deuel met this week with representatives from the Monastery and Jeffres to further discuss their plans, and the Board's concerns with the proposed project.

Mr. Deming commented the meeting went very well and all parties were very willing to discuss their thoughts on the matter. Mr. Deming asked if a representative from Jeffres could attend our next Board meeting on the 22<sup>nd</sup>, which they replied they could. Many questions have yet to be answered, but feel we are all trying to stay community oriented, and would not want the residents to be uncomfortable with any of the decisions we make.

Supervisor Deming reported the Abbey and Jeffres have not yet committed to a site where they wish to place the lagoon, as was previously discussed. Councilman Deuel reiterated the concern expressed by the Abbey to Jeffres to be very community minded in the upcoming decisions. The Monastery continues to receive large number of visitors and tourists to the Abbey, and they do not want anything that might deter from that or its beauty such as a lagoon smell. In addition to their concerns another major concern from the Abbey is how the Town feels about this project and can we be comfortable with the end result.

Mr. Deming added discussion is still underway on what they propose to install as far as a lagoon. Initially it was proposed as an 8 million gallon lagoon, but to date they have not determined the actual size, it would be 4, 6 or 8. Mr. Deming stated another factor to consider is the eventual wear and tear on our roads for this project, which will certainly happen with the number of trucks traveling on them. Mr. Deming stated the tour of the Synergy Facility was slated for September 17<sup>th</sup>, but has been cancelled, and will be re-scheduled shortly. The Board questioned at our last meeting Jeffres choice of location for this project. Jeffres currently rent several areas within our township as well as other towns, and many communities have experienced exactly what we are discussing at this time.

Supervisor Deming stated he previously had reservations when this project was first brought to our attention, but after the meeting he attended and the discussion held, he is now keeping an open mind on the subject. Councilman Deuel added as long as we are able to keep the Abbey and our community comfortable with the project, this could potentially be the beginning of something positive. The Monastery is well aware of their surroundings, and they would not approve of anything that would be a negative impact on the way the community views them, they will always want to be in good standing, regardless of financial gain.

## NEW BUSINESS

### 1) Court Audit:

**RESOLUTION** offered by Mr. Gates and seconded by Mr. Deuel acknowledging that the York Town Board examined Justice Walter Purtell and Justice Thomas Porter's Court records for the year 2010, and found them to be procedurally adequate for control of monies. Voted on and approved, Yes-5, No-0.

### 2) Betsy Linsner:

Clerk Harris reported to the Board of a visit she received Monday morning from Piffard resident, Betsy Linsner pertaining to an incident that occurred late Friday evening on North Road. Mrs. Linsner stated she awoke to a vehicle traveling at a very high rate of speed which then cut across a grassy area between her property and the William's residence to let the passenger out of the vehicle. When the driver left he then came upon her property near her pool and left tracks, which she documented in the pictures the Board is reviewing and asked the Board for assistance.

After a brief discussion the Board concluded this is not a Town related issue, and if property damage occurs at any time, Mrs. Linsner should contact the Livingston County Sheriff's Department or NYS Troopers to lodge a complaint, we have no jurisdiction in this matter.

### 3) Highway Funds:

**RESOLUTION** offered by Mrs. Parnell and seconded by Mr. Rose to approve the Agreement to Spend Town Highway Funds, in the amount of \$ 191,000.00 for general repairs upon 54.2 miles of town highways, including sluices, culverts and bridges having a span of less than five feet. Voted on and approved, Yes-5, No-0.

### 8:25 PM

**RESOLUTION** offered by Mr. Gates and seconded by Mrs. Parnell to enter into Executive Session to discuss a personnel matter , to include Town Board, Water & Sewer Op., Highway Superintendent and Town Clerk. Voted on and approved, Yes-5, No-0.

### 8:40 PM

**RESOLUTION** offered by Mr. Gates and seconded by Mr. Rose to end Executive Session. Voted on and approved, Yes-5, No-0.

Supervisor Deming reported no action was taken in Executive Session.

## OTHER

### 1) Workshop:

Councilman Deuel informed the Board of an upcoming Educational Workshop for landowners. The topic for the session will focus on Marcellus Shale. The workshop will take place on Saturday, September 24<sup>th</sup> from 8 am-12:00 pm at the North Dansville Town Hall, to provide landowners with information when

considering leasing the oil and gas rights on their property. Mr. Deuel stated a number of speakers have been secured and should be a very interesting session.

2) Budget Session:

Supervisor Deming discussed the need to schedule a budget session within the next two weeks, and asked the Board their availability. After some discussion the Board agreed to schedule a work session for Wednesday, September 14<sup>th</sup> at 7 pm or Thursday the 15<sup>th</sup> at 7:30 p.m. Once Council Member Parnell verifies her schedule she will then contact the office, in order to then notify the remaining Board Members of which date and time.

Mr. Deming commented we have continued to experience financial challenges over the past several years, and 2012 will be more of the same. Supervisor Deming stated insurance alone has had an incredible increase over the last few years, for 2011 a Family Plan is \$ 18,530.00, and what is slated for 2012 will be \$ 21,200.00. We have also been notified from New York State Retirement of a 46% increase, so we certainly have our work cut out for us.

BILLS

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

General Fund Claim	# 264-283	\$ 8,151.17
Joint Water & Sewer	# 237-257	\$ 14,818.56
Youth Fund Claim	# 15	\$ 80.00
Street Lights	# 8	\$ 1,450.55
Highway Fund Claim	# 183-198	\$ 10,237.94

ADJOURNMENT

**RESOLUTION** offered by Mr. Gates and seconded by Mr. Rose to adjourn the Town Board Meeting until September 22<sup>nd</sup>. Voted on and approved, Yes-5, No-0.

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

Respectfully Submitted,

Christine M. Harris, Clerk