

2012 Budget Hearing
October 27, 2012
7:00 p.m.

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

Absent: None

Others: Tom Baldwin (Baldwin Business Services), Jim Pierson, Donna Falkner, Carl Peter, George Worden Jr., Roger McCracken & Ronald Cicoria (Town Attorney)

Supervisor Deming opened the Budget Hearing at 7:03 p.m.

PURPOSE

Supervisor Deming stated the purpose of said hearing is to present the 2012 Preliminary Budget and to receive public comment and questions on it. Mr. Deming clarified two points of the official publication notice pertaining to fire and ambulance service. Mr. Deming stated the notice reflects the York Fire Department proposing to receive \$ 167,622.00 for 2012, which is the amount for the first year of a 3 year contract. The Board and Fire Department have continued discussion on the remaining two years, which is being proposed as a 1% and 2% increase respectively. Ambulance service is a separate contract, receiving no funds.

Mr. Deming introduced Tom Baldwin of Baldwin Business Services, our Accounting Firm, to explain the 2% tax cap issue previously addressed at the Board's last meeting. Mr. Baldwin commented after receiving conflicted information, he contacted the NYS Comptroller's Office to verify totals with them, and clarify the 2% tax cap information. Mr. Baldwin firmly believes the general public was led in the wrong direction pertaining to this issue, thirty towns were recently given misinformation from the Comptroller's office and the Association of Towns, but the State still expects 930 towns to pass a Local Law to override the cap, which he strongly recommends not following through with. Mr. Baldwin added even if the percentage goes up by 4%, we would be under the cap so adopting this law is not necessary and completely unfair because it has nothing to do with the tax rate itself. Mr. Baldwin commented after his conversation with the Comptroller's office he was then informed that the Association of Towns is now challenging the New York State Comptroller's office in this matter, so we will have to wait to see how this will evolve.

Supervisor Deming and Mr. Baldwin summarized each of the districts, their balances and how they will be affected in the upcoming year. Mr. Baldwin stated due to the fact we lost \$ 9,000 in mortgage tax and added \$ 9,000 for retirement increases we were at an \$ 18,000 disadvantage from the start. We are fortunate that our fund balances are healthy, so we are able to absorb the negative factors and add only \$.06 to the upcoming year's tax bill. Mr. Deming stated with the continuation of lost revenue, increased expenses, compiled with the increase in hospitalization, we have tried to do what we can with less capital. Mr. Deming reported we anticipate two major purchases in 2012. In the Highway Department, \$ 8,000 for equipment and in Water and Sewer ,

\$ 35,000 for a new pickup truck. Supervisor Deming indicated the budget will reflect a 0% wage increase for employees, due to the increase by 46% in retirement over the last few years. Mr. Deming did express how pleased the Board is with the Water Fund balance, commenting it is in very good shape.

After no comment or questions from the public...

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates to close the Public Hearing at 7:20 p.m. Voted on and approved, Yes-5, 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: George Worden Jr. (Highway Supt.), Roger McCracken (Water & Sewer Op.), Jim Pierson, Donna Falkner, Carl Peter, Ronald Cicoria (Town Attorney), Greg Martin and Charles "Cal" Hasler

Supervisor Deming opened the Regular Town Board Meeting at 7:30 p.m. with the Pledge to the Flag.

MINUTES

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

HIGHWAY

1) Inspection:

Highway Superintendent, Mr. Worden informed the Board of a NYSDEC inspection that took place today at the Highway Barns. Mr. Worden stated the inspection was conducted by Thomas Grasek, Environ. Engineer Tech on storage of our bulk petroleum products. We were written for two violations, which must be rectified within 30 days otherwise we will be subject to costly fines. Mr. Worden commented he will not have any issues correcting the violations within the allotted time period, and will also be separating the hydraulic oil in its own containment as well, which will cost roughly

\$500.00 to complete everything.

2) Roadwork:

Mr. Worden stated with the decent weather conditions the department has been completing shoulder and ditching roadwork over the past two weeks.

Mr. Worden informed the Board he was contacted by the State recently about the status of the Route 20 project. The representative expressed disappointment that the project will not be finished by the end of the year as expected because the Contractor has since pulled out.

Mr. Worden stated he spoke this week with Suit Kote about our plans to micropave Retsof Road. Unfortunately they do not wish to pave this late in the season, so it will be slated for early next year. Supervisor Deming asked Mr. Worden if we can schedule the paving project now for 2012, which he responded we can be placed on the schedule early and he will be following through with it shortly.

3) Trucks:

Mr. Worden commented sanding equipment has been put on all trucks in anticipation of the eventual winter weather. Nose plow assembly is on two trucks and will only need less than an hour to put the remaining together.

4) Building purchase:

Mr. Worden informed the Board we unfortunately were out bid for the 36 x 90 coverall building through the Federal Surplus Program. One of the departments within the Federal Government received the bid.

WATER/SEWER

1) Virginia Avenue:

Mr. McCracken stated Tuesday morning we began laying new watermain pipe on Virginia Avenue. To date we have installed 600 feet on the avenue and continue to make very good progress.

In addition to the water replacement project, the men have also been winterizing hydrants for the upcoming season.

2) Provo request:

Mr. McCracken informed the Board of a conversation he had recently with Keith Provo, new owner of 3170 North Road. Mr. Provo asked us to remove the current water tap located on the property to another site.

The Board discussed the request and agreed Mr. Provo is granted permission to have the tap moved, and has two options to consider. He may hire a contractor to move the tap at his expense and we will then inspect the process or we can move the tap, but he will be charged for our time and material. Mr. McCracken stated he will inform Mr. Provo of the Board's decision this evening.

OLD BUSINESS

1) Lagoon discussion:

Councilman Deuel commented he will be speaking with the Abbey of the Genesee shortly to discuss a date to schedule the Informational Meeting regarding the lagoon

request from RL Jeffres. Mr. Deuel stated he will keep the Board informed if a date is agreed upon.

2) Planning Board Meeting:

Councilman Deuel stated the Planning Board met with Heather Ferrero of the Livingston County Planning Department to further discuss the Farmland Open Space Committee's thoughts and suggestions regarding scenic viewshed areas within our township. Mr. Deuel commented the information will be placed on the Town's website as well as scheduling an Informational Meeting and hopeful Public Hearing to make an addendum to the existing zoning. Supervisor Deming asked if all residents in the proposed viewshed areas will be notified directly about the meeting and potential Public Hearing. Councilman Deuel replied we will be notifying by way of a notice, but not a direct mailing and added, even if the residents in the designated area do not wish to be included in the viewshed the Town Board can still proceed with it. Mr. Deming expressed concern if the residents in the proposed area are not in agreement with the designation, he does not believe the Board can make them comply, nor is he comfortable with that, and suggested we verify that point with Ms. Ferrero. Mr. Deuel stated we will have a better idea of the community's thoughts and interest either way once the Informational Meeting has been held. If the majority are opposed then the designation will not proceed.

NEW BUSINESS

1) Senator Gallivan:

Supervisor Deming reported he received word from Senator Patrick Gallivan's office that he has re-scheduled his visit to York for Tuesday, November 22nd at 5:00 p.m. to discuss issues within our community.

2) 2012 Budget:

Supervisor Deming stated the Board will be voting on the 2012 Budget at their November 10th meeting in order to continue until then further discussion with the York Fire Department on contract issues.

OTHER

1) Greg Martin:

Mr. Martin discussed with the Board the proposed lagoon request he was recently made aware of and the concerns he has with it. Mr. Martin commented he and his family have lived on Craig Road for many years and have thoroughly enjoyed the scenic nature of the area, and are now very concerned with the prospect of a large lagoon across from them and the increased traffic it will surely have. Mr. Martin stated he was aware the Board had conversations with Jeffres, and through tonight's meeting heard that an Informational Meeting will be slated to discuss the actual project, but wanted the Board to hear his reservations and ask a few questions as well.

Mr. Martin asked if RL Jeffres have outlined specifically where the lagoon would be placed on Craig Road. Mr. Deming replied we have yet to view actual plans, but was informed where they wished to locate the lagoon would be back by the power lines, closer to the railroad tracks. Mr. Martin also questioned the water quality for this area. His home and others are not on municipal water, so if the wells become contaminated

whose responsibility will it be to correct it. Mr. Deming stated many of the questions asked this evening are questions the Board has addressed with Jeffres as well and hope to have more concrete answers the night of the Informational Meeting. Representatives from the Abbey of the Genesee will also be in attendance the night of the meeting in order to obtain their thoughts and to have them listen to the community's concerns pertaining to the proposed project. Councilman Rose suggested Mr. Martin make a list outlining his concerns in order to have them addressed the night of the meeting. Councilman Deuel stressed the Monastery has a lot to lose as far as "resort business" if this proposal is not what they expected, so he is anxious to hear their thoughts on the project. Supervisor Deming commented once again we share the same concerns as many of our residents and hope to have more details in the near future. Mr. Deming read aloud a letter we received today from York Road West resident, Roberta MacLean also expressing her concern regarding the proposed lagoon and the countless truck traffic it will bring. Supervisor Deming added one specific comment Mrs. MacLean made truly makes you think, " More farm trucks travelling through the town is not a good thing for the people who live here in York".

2) Charles "Cal" Hasler:

Mr. Hasler stated he has owned property on Chandler Road for roughly two years and has asked for gravel to be brought to the location, but has yet to receive a load.

After a brief discussion Highway Superintendent, Mr. Worden replied he will deliver a load to the property and unload it at the end of the driveway.

BILLS

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

General Fund Claim	# 318-329	\$ 11,242.06
Joint Water & Sewer	# 289-299	\$ 9,631.49
Street Lights	# 10	\$ 1,612.28
Youth Fund Claim	# 19	\$ 489.66
Highway Fund Claim	# 219-225	\$ 7,422.41

ADJOURNMENT

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

Town Board Meeting closed at 9:05 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk