

York Town Board Meeting
March 22, 2012

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

Absent: None

Others: Davies Nagel, Lee Gratwick, Roger McCracken (Water & Sewer Op.)
and George Worden Jr. (Highway Superintendent)

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

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel to approve the
minutes of the March 8th Town Board Meeting. Voted on and approved, Yes-5,
No-0.

PRIVILEGES OF THE FLOOR

1) Lee Gratwick and Davies Nagel:

Mr. Nagel stated he has attempted several times to schedule a forum at the
school to discuss the issue of hydraulic fracturing. The goal is to secure two
presenters, one from each point of view to explain the procedures involved and
pros and cons associated with hydro-fracking. Mr. Nagel stated he had slated
April 5th but it has been cancelled due to a scheduling conflict. Mr. Nagel
commented he has confirmed John Holcko of Lenape as the pro fracking
representative and a member of Frack Free Genesee as the representative
against.

Mr. Nagel expressed to the school and the upcoming speakers the need to hear
both sides in order to offer information to the community they may or may not
have been exposed to. Mr. Nagel added he plans on videotaping the event in
order to be later used in the classrooms and further provide an outline of how our
community discusses and examines the issue, in hopes of a resolve.

Mr. Nagel stated the forum is a way to educate the public with a comment &
question period, which should allow a good debate on the multitude of
information out in circulation. Mr. Nagel stated more documentation continues
to come to light and knowing what an important topic this is, the community needs
to be more aware.

Supervisor Deming and Mr. Nagel agreed having a forum allowing both sides
of the spectrum to express themselves is very important. The Board believes by
listening to the information and educating themselves the community can make
their own decision on the issue.

Ms. Gratwick stated the importance of a good moderator the night of the
meeting. Knowing how other meetings have been handled throughout the state

on this topic, a strong moderator must be able to handle a potentially difficult discussion properly in order to keep things on level ground. It will be very important to choose someone who can handle a lively crowd. Mr. Nagel expressed the need to inform the public early in the evening that the meeting is an educational forum, not an actual debate, and both sides must be respected.

The Board discussed with Mr. Nagel available dates to consider for the forum, first choice would be April 11th and May 9th as an alternate date. Mr. Nagel stated he will contact the school to verify its availability and notify the Town Board with the result. Mr. Nagel thanked the Board for sponsoring the upcoming event.

HIGHWAY

1) Maintenance:

Mr. Worden reported the Highway Department has been ditching roadsides throughout the community. With the mild weather conditions we have been able to make great strides in several areas of the Town.

Mr. Worden stated although we have the “Right to Farm Community” signs, made we are still waiting for the sign posts, then they will be placed accordingly.

The Board discussed with Mr. Worden heavily traveled truck routes and the current road conditions of them. Mr. Worden commented River Road should be the responsibility of the County, not the Town, and if they were to consider swapping River Road with another, they would certainly be obtaining a road in very good shape, with all of the work we have completed on it. But to date no changes have taken place.

WATER/SEWER

1) Pickup Truck Specifications:

Water and Sewer Operator, Mr. McCracken discussed with the Board once again the need to bid for a new pickup truck. Mr. McCracken stated several dealerships are trying to lighten their inventory load, so now is a perfect time to solicit bids. Supervisor Deming stated the Board budgeted \$35,000.00 for a truck and asked if specifications had been prepared yet. Mr. McCracken commented he has a few items listed currently, but wanted to wait until he had permission from the Town Board to complete everything.

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates authorizing Water/Sewer Operator, Mr. McCracken permission to prepare specifications for a 2012 or 2013 1/2 ton 4 wheel drive pickup. Voted on and approved, Yes-5, No-0.

2) Meter reading equipment:

Mr. McCracken presented to the Board a handheld meter reading device used by the Town of Geneseo, which is an upgrade to what we currently have. He also showed a quote submitted by Sensus, and the description of the package is as follows:

AR5501 Handheld (upgrade)
 AR4090 Auto Gun (upgrade)
 Auto read Software
 Command Link
 GPS Receiver

= \$3,807.52

Sensus Iperl Meter
 5/8" x 3/4" (25 cable) \$151.20(each)
 If we purchase 100, we get 33 free **\$15,120.00**

TOTAL: \$18,927.52

Mr. Worden stated the newest style handheld units have no moving parts to contend with, no heavy metals and are more accurate, all of which are important features. Mr. McCracken added the new equipment allows up to 100 reads to be stored at a time until the operator is able to process the download. Mr. McCracken commented all outstanding quotes will be honored, even if they increase their prices shortly. Mr. Worden stated we were pleased to hear they would be willing to take what we have remaining in our stock now, in order to have the newest meters on hand for the new equipment.

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell approving the quote submitted by Sensus in the amount of \$18,927.52 for meter reading equipment for the Water Department. Voted on and approved, Yes-5, No-0.

* The Town Board requested of Mr. Worden a copy of the contract prior to payment.

3) Tank Mixing/THM Removal System:

Mr. Worden stated he along with Mr. McCracken have had ongoing discussions with Clark Patterson Lee Engineer, Eric Wies about an effective way of lowering the Trihalomethane (TTHM) levels in our water system. Mr. Worden stated every municipality who services water to their residents encounters such issues, some more severe than others. We are proposing to install a tank mixing/THM removal system in one of the 750,000 gallon ground level water storage tanks and suggested we begin the bid process.

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel authorizing Clark Patterson Lee permission to prepare necessary documents and notice to receive bids to furnish and install a Tank Mixing/THM Removal System, bid opening to be slated for Thursday, **April 5th, 2012 at 2:00 p.m.** Voted on and approved, Yes-5, No-0.

4) Water Tank Improvements:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to approve the bid submitted by AMSTAR of Western, NY in the amount of \$279,050.00, for Water Storage Tank Improvements. Voted on and approved, Yes-5, No-0.

**Bid Opening was March 2, 2012 at 2:00p.m.

NEW BUSINESS

1) Transmission Main bid results:

Mr. Worden reported we received a total of 13 bids for the Back Lot Transmission Main bid opening on March 16th. The bids were as follows:

#1- DAKKSCO Pipeline	\$179,845.00
#2- Highlander Construction	\$222,800.00
#3- Blue Heron Construction	\$218,780.00
#4- Sicar Management and Construction	\$244,735.00
#5- KANDEY, Inc.	\$232,275.00
#6- Visone Construction	\$236,400.00
#7- Pilon Construction	\$211,295.00
#8- MAR-WAL Construction	\$194,235.00
#9- Sergi Construction	\$150,571.00
#10- Fine Line Pipeline	\$138,000.00
#11- CCS Pipeline Inc.	\$160,401.00
#12- Babcock Enterprises	\$221,800.00
#13- Milherst Construction	\$187,780.00

Mr. Worden stated the apparent low bidder is Fine Line Pipeline, with a bid of \$138,000.00. Even though the bid came into range Clark Patterson had estimated, he believes the Town can complete the project cheaper with our own personnel. Mr. Worden suggested the Board consider throwing out all bids and rebidding for piping and accessories.

The Board discussed at great length options on how to proceed, whether it be with Fine Line Pipeline or by Town personnel. Supervisor Deming agreed as long as Mr. Worden and Mr. McCracken are confident with their estimated figures and upcoming workload, having Town personnel install the water main would be a substantial savings.

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel to reject all bids submitted for the Back Lot Transmission Main project. Voted on and approved, Yes-5, No-0.

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to advertise for 4,700 linear feet of 12" PVC DR14 water pipe (for Rt. 63) and 4,100 linear feet of

8" PVC DR14 water pipe (for River Road), including valves, hydrants and accessories, bid opening to be scheduled for **Tuesday April 10th, 2012 at 2:00 p.m.** Voted on and approved, Yes-5, No-0.

Mr. Worden informed the Board we will be renting an excavator to complete the upcoming projects, and asked them to consider a shared service agreement with Geneseo for a rent with the option to buy excavator. Geneseo is currently in the same predicament when they need equipment for projects they have to rent as well. Having equipment to share would be economical for both Towns. Mr. Worden stated approval is not necessary at this time, but did want to make the Board aware of what's available if interested.

The Board commented they believe a shared service agreement would be a huge financial benefit for both Towns, and would also help on wear and tear on our other equipment we currently have.

OLD BUSINESS

1) Industrial Appraisal:

Supervisor Deming stated he had Mrs. Barefoot contact Insurance Agent, David Boyce about his thoughts on whether or not to continue with the yearly update with Industrial Appraisal. Mr. Boyce recommends the Town continue the appraisal process because of the detailed information in the yearly report, of which they also benefit from.

The Board agreed we will continue with Industrial Appraisal.

2) Roof Inspection:

Councilman Deuel reported inspection of the roof by the contractor and engineer did take place last Thursday. He along with Mr. Worden and Mr. Peter were present to discuss and address the issues raised, which were quickly corrected. The Board may now proceed with final payment for the project.

3) Grant Application:

Supervisor Deming stated the Town of Leicester is intending to file an application for the 2011-2012 Local Government Efficiency Grant Program, to examine potential alternatives for sharing responsibilities on taxes and water service charges for the Town of Leicester and York. The total cost for the study is \$19,500.00, but the grant itself totals \$17,550.00. The Town of Leicester will be the Lead applicant, with the Town of York as Co-applicant. All that is needed is our permission as co-applicant.

RESOLUTION offered by Mr. Rose and seconded by Mr. Gates ...

GRANTING THE TOWN SUPERVISOR THE AUTHORITY TO ACT AS CO-APPLICANT FOR THE 2011-2012 LOCAL GOVERNMENT EFFICIENCY GRANT PROGRAM, AND RESOLVING TO MOVE FORWARD WITH THE PROJECT SHOULD THE APPLICATION BE SUCCESSFUL.

BE IT RESOLVED BY THE TOWN BOARD FOR THE TOWN OF YORK AS FOLLOWS:

WHEREAS, the Town Board for the Town of York, Livingston County, New York (the “Board”) is considering entering into a shared services agreement with the Town of Leicester, Livingston County, New York to share responsibilities for water distribution infrastructure maintenance and administration within the Town of Leicester; and,

WHEREAS, the Town of Leicester and the Town of York are intending to jointly underwrite a study entitled “Towns of Leicester and York Water System Consolidation Study” to examine potential alternatives for sharing responsibilities and analyze the effects of said alternatives on taxes and water service charges (the “Study”), at a total cost of \$19,500; and,

WHEREAS, the Town of Leicester is intending to file an application as lead applicant for the 2011-2012 Local Government Efficiency Grant Program administered by the New York State Department of State (the “Grant Program”) in order to help fund the Study, for the total grant amount of \$17,550; and

WHEREAS, the Town of Leicester has resolved or is intending to resolve to pay the upfront costs associated with the Study prior to being reimbursed should the application be accepted and approved for funding in accordance with the rules of the Grant Program; and,

WHEREAS, the Town of Leicester has resolved or is intending to resolve to pay the full 10% (ten Percent) local share of the funding for the Study in accordance with the rules of the Grant Program; and,

WHEREAS, for the purposes of the Grant Program, the Town of Leicester will be the lead applicant on the grant application, and the Town of York will be co-applicant on the grant application;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD FOR THE TOWN OF YORK, NEW YORK AS FOLLOWS:

1. The Board hereby authorizes and directs Gerald Deming, as York Town Supervisor, to act as co-applicant for the purposes of filing an application with the 2011-2012 Local Government Efficiency Grant Program administered by the New York State Department of State for the total grant amount of \$17,550 in order to undertake the “Towns of Leicester and York Water System Consolidation Study.”
2. The Board hereby authorizes Gary Moore, as Leicester Town Supervisor, to act as lead applicant contact person for the purposes of

the Grant Program, and to execute all financial and/or administrative processes relating to the implementation of the Grant Program.

3. If the application is accepted and approved for funding through the Grant Program, the Board hereby resolves to enter into a Memorandum of Understanding with the Town of Leicester prior to beginning the Study, as required by the Grant Program.
4. A copy of this resolution shall be submitted with the grant application to the New York State Department of State, in accordance with the requirements of the Grant Program.

This resolution shall take effect immediately.

Voted on and approved, Yes-5, No-0.

4) Brush Cleanup:

The Town Board scheduled a spring brush cleanup day for Monday, May 14th.

A notice will be prepared shortly for the paper, to run for two weeks.

5) County Auction:

Supervisor Deming reported the Livingston County Auction is quickly approaching and for all Town of York property owners who have yet to pay the last two years of County and Town taxes, they will need to get them paid or their properties will be auctioned off.

Mr. Deming stated he is aware of the procedures at the County level and verified with Mrs. Harris as Tax Collector about the steps we take to notify residents of unpaid parcels. Mrs. Harris stated each year the property owner receives the original bill in January and a reminder note the 1st week of March. Once the Tax collector reconciles with the Treasurer in April, it is then their responsibility to further notify the property owner in writing of unpaid taxes, which they do.

Supervisor Deming stated he thought it might be helpful to send a letter to the Town of York property owners owing for the last two years, explaining one final time the County's procedures in hopes it can be rectified prior to auction, which he has done.

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.

General Fund Claim	#78-88	\$6,583.66
Joint Water and Sewer	#73-81	\$8,669.35
Highway Fund Claim	#60-64	\$3,319.12

ADJOURNMENT

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

Town Board Meeting closed at 9:45 p.m.

Respectfully submitted,

Christine M. Harris, Clerk