

Informational Meeting
April 10, 2014
6:30 p.m.

Present: Supervisor Gerald L. Deming, Councilmen: Norman Gates, David Deuel and Frank Rose Jr.

Absent: Lynn Parnell

Others: Andrew Emborsky (Town Attorney), George Worden Jr. (Highway Supt.), Roger McCracken (Part-time Water/Sewer Consultant), Patricia Parker, Chris Wall, Patricia Mitchell, Gloria and Bill Korth, Benjamin Nardi, Scott Stokoe, David Russo, Cathy Clark and Richard Blum

Supervisor Deming opened the Informational Meeting at 6:30 p.m.

PURPOSE

Supervisor Deming stated the purpose of said meeting is to discuss the estimates prepared by Engineers, Clark Patterson Lee for potential municipal water to the McVean Road/Telephone Road areas.

Mr. Deming commented over the past two months the Board, Highway Supt., Mr. Worden and the engineering firm have been calculating numbers trying to make the project affordable. The maximum amount the town is legally able to charge each household per year is \$ 680.00, anything over such amount will require State approval. Mr. Deming stated that figure is broken down into two portions, \$ 380.00 is the debt service (amount on the County/Town tax bill yearly) and roughly \$300.00 is the average amount of water used throughout the year (over a period of 4 billings). What is proposed for the McVean Road/Telephone Road project is a 3 inch line. A 6 inch line would be preferable for fire protection purposes, but is not affordable at this time without grant funding. Mr. Deming stated currently the total annual unit cost for a 3" watermain to McVean & Telephone Roads would be \$ 681.00 per household. A second option available is to McVean Road residents only, and the unit cost totals \$ 693.00 per household. Regardless of the option agreed upon, Health Department approval must be obtained.

Supervisor Deming added with a water project the Town would be responsible for installation of the main including services to the homeowner's property line. The homeowner would then incur the cost to run the line from the main to the residence. If we were able to upgrade to a 6" line on McVean Road, the yearly cost would be \$ 921.00, which again is more than the State will allow and very difficult to get approval for.

Highway Superintendent, Mr. Worden stated the current calculations prepared by CP Lee are based upon existing homes and some possible new construction in the future (no more than 3 homes). The 3" line will not allow for further development of the area, unless it is upgraded to 6" or larger.

QUESTIONS

1) Chris Wall:

“How is the money broken down again ?”

Response: Supervisor Deming stated, for all projects you have an average cost of water for the year (\$300 figure-through water bills) and a debt service amount on the tax bill (\$380) that make up the yearly fees. Some residents do not use \$ 300.00 worth of water each year, while others use more, but this is the average usage.

2) Bill Korth:

“ I have an apartment at my location, would I be charged for 2 units?”

Response: Supervisor Deming replied with an additional residential unit, you would be charged for two (2) units of water.

3) Bill Korth:

“ How far down Telephone Road will the line go?”

Response: Supervisor Deming stated we are proposing to run the main East to Lowery Road.

Mr. Korth: Is 3” large enough?”

Mr. Deming: 3” is more than adequate for the number of homes.

Mr. Worden agreed, with a 3” line, the pressure will be around 150 lbs, which is very high, so a PRV (pressure reducing valve) will be needed.

Councilman Deuel asked if the homeowner is responsible for meter equipment. Mr. Worden replied once the homeowner has installed the line to the residence, the town installs the meter itself.

4) Richard Blum:

“ Do you know of a contractor that can complete the hook up connection and roughly the costs involved ?”

Response: Mr. Worden stated when the time comes to connect, the Town will certainly be able to produce a list of potential contractors to choose from. Installation costs may run roughly \$500-700, and you can use either copper or plastic piping.

5) Bill Korth:

“ Will I need two (2) meters at my residence ?”

Response: Mr. Worden replied it is completely up to the homeowner on whether to have one meter to service the home or two meters to separate for rental purposes. Either way the Town of York is comfortable with.

6) Chris Wall:

“ Is there any proposed new development in the works for the area?”

Response: Mr. Deming stated he is not aware of any new development at this time, and if future development should occur, we would require they upgrade the existing line to handle it.

Mr. Wall: Do we test and flush often?"

Mr. Worden: We do test regularly and have a steady schedule for flushing purposes.

Mr. Deming added, normally we bid out water projects but in order to make this affordable we are proposing that the Town's Water and Highway Departments complete the project.

7) Patricia Parker:

"How are the water charges paid for?"

Response: Supervisor Deming stated a portion is paid through water bills (4 times per year) and the remainder is the debt service paid on your yearly County & Town tax bill.

8) Bill Korth:

" The charge per year is \$680.00 plus water consumption ?"

Response: Mr. Deming stated the total cost of the two portions is \$680.00 (consumption + debt service).

Mr. Worden commented if homeowners were to calculate what they pay now for electric to their wells, the proposed debt service & water usage would roughly be the cost you are currently incurring. Mr. McCracken added if any road boring of pipe is required for this project, it is handled by the Town.

9) Bill Korth:

" How far down is the main installed ?"

Response: Mr. Worden stated the watermain is usually 4 1/2 feet down, but in some cases may be altered if we have to contend with other services.

Supervisor Deming asked Mr. Worden once the project begins how long of a process will it be. Mr. Worden responded once materials are on hand, McVean Road could be completed within a week or so if all goes smoothly. Mr. Worden added, the laying of pipe does not take long. Easements, testing and Health Department approvals will take the majority of time.

10) Bill Korth:

" Does the Town allow metal pipe ?"

Response: Mr. Worden stated we do not use metal piping, plastic pipe is what we use.

** Mr. Worden asked if any residents from McVean Road or Telephone Road have intentions for development.... No Response.

Supervisor Deming stated although McVean Road is very well represented this evening and seem to want to move forward, we will now follow through by going door-to-door for those residents who were not able to attend tonight to ask their thoughts on the proposed numbers and to confirm whether or not they are interested in municipal water. If the remaining Telephone Road homeowners are not interested, the watermain will not be installed as far.

Councilman Gates asked the length of the loan for this project. Supervisor Deming replied it would be a 30 year loan, but ultimately due to routine maintenance and necessary replacement, debt service continues.

11) Patricia Mitchell:

“Due to water issues at my residence, I have not been able to live in my home for five years. I have methane, iron and sulfur in my water and the vapors in the residence are terrible”.

Supervisor Deming stated we have continued to speak with Mine representatives explaining the circumstances, perhaps due to the collapse, but they do not believe it is their responsibility to service this area with water.

Mr. Deming asked Mr. Worden an anticipation time frame to begin after approvals. Mr. Worden replied hopefully late June.

** Supervisor Deming asked the residents to inform Clerk Harris after this meeting, their decision on whether or not to proceed with municipal water.

After no further comments or questions, Supervisor Deming closed the Informational Meeting at 6:55 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk

Regular Town Board Meeting
April 10, 2014
7:30 p.m.

Present: Supervisor Gerald L. Deming, Councilmen: David Deuel, Norman Gates and Frank Rose Jr.

Absent: Lynn Parnell

Others: George Worden Jr. (Highway Supt.), Kirk Richenberg, Henry Fuller, David Russo, Roger McCracken (Part-time Water/Sewer Consultant), Cindy & Terry Johnson, Carl Peter (Zoning & Code Officer), Molly Cummings and Andrew Emborsky (Town Attorney)

Supervisor Deming opened the Regular Town Board Meeting at 7:30 p.m. and invited Clerk Harris to lead in the Pledge of Allegiance.

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose to approve the minutes of the March 25th Joint Work Session and March 27th Town Board Meeting. Voted on and approved, Yes-4, No-0.

HIGHWAY

Mr. Worden reported the County Highway Department is conducting work on Fowlerville Road. They will continue to tile both sides of the road and perhaps wedge as well. Areas where concrete gutters are located will not be affected.

Mr. Worden stated he along with his men attended OSHA refresher training last week.

Mr. Worden reported the Highway department has been preparing the trucks and equipment for the upcoming Palmyra Auction in May.

Councilman Deuel discussed with Mr. Worden the yearly Industrial Appraisal report. Over the years it has been difficult to gather the appraisal information during the winter months, while Mr. Worden is so busy. A suggestion was made to move the deadline date to June 1st each year in order to allow Mr. Worden the opportunity to fully evaluate and obtain the required information. Mr. Worden stated the June 1st time frame will work far better.

** Mr. Worden reported the Governor approved additional CHIPS funding. We will be receiving \$ 15,000.00 more this year.

WATER/SEWER

Mr. Worden discussed with the Board the challenges they have incurred while staking out Fowlerville Road for the County. Years ago when the watermain pipe was installed, tracer tape was used as a locator of the main, but due to its delicate material has since worn away, making it more difficult to precisely detect plastic piping without interference. Mr. Worden stated our information and construction drawings can locate in close proximity, but are not 100% accurate. With new projects, tracer wire is now used and is extremely precise. Mr. Worden reported he has spoken with the County Highway Department about this matter and we anticipate their assistance with measurements by way of a GPS, which we will then document once again. Supervisor Deming asked where specifically is construction taking place. Mr. Worden replied from the Fowlerville bridge to the hamlet, skip over the hamlet area and then further up Fowlerville Road to Route 36 (Main Street).

Mr. Worden stated Water & Sewer Operator, Rob Grant has been off this week for vacation. Mr. Hodges has handled the duties at the plant without issue.

OLD BUSINESS

1) Liv. Co. Traffic Safety:

Supervisor Deming informed the Board the status of the request made to the Livingston County Traffic Safety Board in September of last year for a 4 way stop at the intersection of Linwood and Federal Roads. Mr. Deming stated this request from the Town and all future ones will not be approved. As it was explained to him at the Traffic Safety meeting, the State will refuse requests for 4 way stops.

Mr. Deming also brought before the Board another status request submitted to Traffic Safety. The Board requested consideration of a 3 way stop at the intersection of Tuttle Road and Old State Road. Supervisor Deming and Councilman Gates attended the recent Traffic Safety meeting and was informed the Town did not need County approval for this request, we may proceed. Mr. Deming commented he was confused with this response due to the fact for years we were required to seek approval for all requests.

Supervisor Deming asked Mr. Worden to verify the matter at the next Traffic Safety meeting and if the information is correct, the Town will proceed from there.

2) Steering Committee update:

Councilman Deuel asked if we have received the updated suggestions and/or recommendations from Attorney Campbell pertaining to the document prepared by the Town of York Steering Committee. Attorney Emborsky stated he will verify with Mr. Campbell in the morning as to its status and notify Supervisor Deming.

NEW BUSINESS

1) Cindy Boyd Ribbon request:

Supervisor Deming read aloud a written request from Cindy Boyd on behalf of the Ruth H. Boyd Memorial Fundraiser, scheduled for September 13, 2014. Ms. Boyd stated that a Zumbathon has been slated at the Town Hall but is also seeking from the Town, permission to “turn York teal” to help raise awareness of ovarian cancer. The national campaign consists of volunteers tying biodegradable ribbons and placement of lawn signs throughout the township, leading up to the fundraiser and shortly thereafter. Ribbons and signs will begin being placed on or about September 1st and removal by September 30th.

The Board agreed this is a very worthwhile cause and should be brought further to light. The Board approved Ms. Boyd’s request.

2) York Post office:

Supervisor Deming reported he continues to speak with Danielle and Erynn from Congressman Chris Collins’s office regarding proposed changes at the York post office. The postal service has already shortened hours at two of the three post offices in our township and propose the same for the York branch. Consolidation has been an option discussed, with one full-time post office. The Retsof location would be the proposed site, since it is actually owned by the US Post office.

York Postmaster, Cindy Johnson explained that the change in hours is expected to take place in September or shortly thereafter. What is proposed is 4 hours per day. Ms. Johnson added, even if a consolidation was to happen, there is no guarantee that the new office will be operating at full time status. The main post office analyzes the

incoming business to determine how many hours it will remain open, even with closing of other post offices.

Councilman Rose asked if the Retsof building was the main location, will they have enough mailboxes to accommodate additional customers. Ms. Johnson stated the Retsof site has more than enough mailboxes. Ms. Johnson added parking is an issue at the York post office due to the surrounding businesses, but Retsof has plenty of parking available and room to expand.

Supervisor Deming stated he will contact Erynn from Congressman, Chris Collins' office once again asking them to proceed forward with the consolidation of the facilities with full-time status.

3) Special Use Permit:

Supervisor Deming reported members of the Planning Board and Town Board toured the Smith barn Tuesday evening prior to the scheduled Planning Board meeting. Discussions took place regarding repurposing of agricultural structures.

Councilman Deuel stated the meeting seemed to go very well but expressed the importance of a compromise. What the Smiths' are proposing could potentially be quite beneficial for our community, as long as codes are met. Mr. Deming stated Planning Board Clerk, Donna Falkner prepared a statement on behalf of her Board in regards to the Smith application and read as follows: "On April 8, 2014 the Planning Board of the Town of York, by consensus, requests the Town Board to change the language of the present zoning code to allow repurposing present historical agricultural buildings in the Town of York. The Planning Board is in favor of repurposing the Smith barn on York Road East at River Road into an event/facility". The next step will be the Zoning Board of Appeals. Attorney Emborsky stated current regulations pertaining to repurposing agricultural structures are very broad at this point, further determination and Site Plan Review is still needed. Councilman Rose stated right now agricultural buildings are exempt from State codes. Zoning Officer, Mr. Peter replied once a structure will be used for public assembly it must comply with NYS Building Code. Mr. Emborsky added under the current codes they cannot proceed forward without approval of a variance. Councilman Deuel stated Planning Board member, Mark Vitale expressed the other night the need for continued discussion on what wording the Town of York will be comfortable with and what we can allow going forward. Mr. Deuel commented further discussion regarding this matter should include Angela Ellis and/or Heather Ferrero from the Livingston County Planning Department for assistance. Councilman Rose stated he has reviewed this type of application in other towns to see how they have handled it due to the fact we already know there will be similar requests to come.

4) Brush clean up:

The Board discussed with Highway Superintendent, Mr. Worden his availability for a spring brush pick up day. Supervisor Deming stated a number of residents have inquired if the Town will be sponsoring a day, but wanted to ask if his schedule allowed the time.

Mr. Worden stated he has witnessed many residents have already placed brush piles roadside and feel the need is certainly there.

The Board agreed to sponsor a one day (**May 19, 2014**) brush pick up for town residents. Mr. Worden requested that such notice specify that leaves only are to be put in biodegradable bags, with limbs and brush placed near the right of way.

PRIVILEGES OF THE FLOOR

1) Kirk Richenberg:

Mr. Richenberg addressed with the Board assessment meetings he attended on March 19th & 20th at the York and Leicester Town Halls where Assessor Sapienza made a statement. The comment made was, if residences are located on Route 63 (Genesee Street), an automatic reduction in assessment may take place. Mr. Richenberg stated if the Town is at 100% assessed value, why would certain areas be assessed differently and thought the Board should be aware of what was said.

Supervisor Deming stated he will contact Mrs. Sapienza in the morning for clarification, and notify Mr. Richenberg of the answer. Mr. Richenberg added, taxpayers are charged based upon an assessment, and if the market value on Route 63 is reduced based on location, other areas will be making up the difference. Councilman Rose commented a large number of homes on Genesee Street have been selling for less due to its location and traffic. Supervisor Deming stated once again he will notify Mrs. Sapienza Friday morning.

OTHER

1) Multiple Water Adjustments:

Clerk Harris informed the Board due to the extreme cold weather conditions this winter several homeowners experienced water breaks this quarter and are now seeking an adjustment from the Board:

Elaine Buzzinotti	3613 Tenth Street
James Fraser	1723 MacIntyre Road
Tom & Linda Kolb	2534 Main Street
Daniel Mullen	2322 Genesee Street
Richard & Ruth Roberts	3510 Fowlerville Road
Angela Stokes	2526 Main Street

Clerk Harris added, each homeowner has corrected the situation, notified the Water Department for inspection and prepared the necessary request letter for the Town Board to consider.

Highway Superintendent, Mr. Worden stated he along with Mr. McCracken would like to review all calculations before adjustments are sent out. Clerk Harris suggested approval of the six adjustments pending their verification.

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose to approve the above six (6) water adjustments pending verification of the calculations by Mr. Worden and Mr. McCracken. Voted on and approved, Yes-4, No-0.

BILLS

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel to approve all claims brought before the Board. Voted on and approved, Yes-4, No-0.

General Fund Claim	# 110-128	\$ 13,243.83
Joint Water & Sewer	# 89-102	\$ 16,696.13
Youth Fund Claim	# 3	\$ 703.00
Street Lights	# 4	\$ 2,193.27
Highway Fund Claim	# 76-86	\$ 4,552.13

ADJOURNMENT

RESOLUTION offered by Mr. Deuel and seconded by Mr. Gates to adjourn the Town Board Meeting. Voted on and approved, Yes-4, No-0.

Town Board Meeting closed at 8: 10 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk