

York Town Board Meeting  
June 26, 2014

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

Absent: Lynn Parnell

Others: Barbara & Gerald Ayers, Patricia Gardner, George Worden Jr. (High. Supt.) and  
Carl Peter (Zoning & Code Officer)

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

MINUTES

**RESOLUTION** offered by Mr. Gates and seconded by Mr. Deuel to approve the  
minutes of the June 12<sup>th</sup> Town Board Meeting. Voted on and approved, Yes-4, No-0.

HIGHWAY

Mr. Worden reported he recently spoke with the County Highway Department in  
regards to Fowlerville Road. Mr. Worden stated the plans have changed a few times, but  
was assured we would see action shortly. The County did convey their request to have  
the Town of York complete the shoulder work, which Mr. Worden replied we will  
accommodate.

Mr. Worden informed the Board the department has continued to clean roadside  
ditches, grading in areas and changing out of pipes. Mr. Worden stated the Town of  
York will be assisting the Town of Leicester crew on Wednesday, July 2<sup>nd</sup> at York Central  
School to set up for the 62<sup>nd</sup> annual fireworks celebration. Mr. Worden added the  
Highway Department will be off for the 4<sup>th</sup> of July holiday and using Monday as a  
floating holiday.

Mr. Worden reported we have one application on file for part time help from Scott  
MacLeod. Mr. MacLeod will be primarily mowing for the Highway and Water/Sewer  
departments, as well as cemeteries and park areas. With Scott able to maintain the  
mowing schedule, the full time employees will be able to complete other maintenance.  
We are fortunate to have Scott until the end of August.

**RESOLUTION** offered by Mr. Gates and seconded by Mr. Rose to approve the  
application submitted by Scott MacLeod for part time help. Voted on and approved,  
Yes-4, No-0.

WATER/SEWER

Mr. Worden reported the meter reads have been completed for the July billing cycle.  
Mrs. Messana, Billing Clerk is now verifying all calculations prior to mailing of the bills.

Mr. Worden commented a final inspection was recently done on the water tank for  
the improvement's project conducted by AMSTAR. The final installment due, totals

\$10,000.00.

Mr. Worden stated the plans for the Route 36 watermain replacement project have been completed by Clark Patterson Lee. Mr. Worden commented he would prefer to go to bid quickly in order to render a decision and install the main prior to winter weather.

**RESOLUTION** offered by Mr. Gates and seconded by Mr. Deuel authorizing the Town of York to proceed with the bidding process for the Route 36 (Main Street) watermain replacement project. Voted on and approved, Yes-4, No-0.

Mr. Worden reported the Retsof Treatment Plant recently had their inspection from New York State DEC. Through the inspection, they spoke to us on and then documented suggestions for testing PH levels. Currently we have a 20 year old instrument that takes roughly 3 hours to calibrate. Mr. Worden stated if we were to update the equipment it would cost approximately \$500-1,000.00, which DEC recommended we may want to do. A second concern they discussed with us was odor at the plant the day they inspected. Mr. Worden stated the odor was stronger due to the fact we had just filled the drying bed with sludge that morning prior to their arrival. Mr. Worden commented we will certainly adjust our schedule to accommodate their suggestions.

Councilman Deuel asked if we have had issues exceeding limits with all of the extra rainfall from the thunderstorms. Mr. Worden replied we did have issues earlier in the year, but nothing recently.

Mr. Worden also informed the Board we will be injecting alum at the plant to lower our phosphorus levels. Alum is used to clarify water by neutralizing the double layers surrounding particles, allowing them to stick together. Once the particles are stuck and large enough to settle, it is easier to remove. Mr. Worden added we are meeting the limits at this time, but the State is proposing to lower the limits, so we are trying to get prepared when that goes into effect.

### OLD BUSINESS

#### 1) McVean Road:

Supervisor Deming reported we did receive Health Department approval for McVean Road water project and Attorney Campbell is now preparing a petition to proceed.

#### 2) Linwood water:

Mr. Deming stated he and Mr. Worden met with Eric Wies of Clark Patterson Lee Tuesday to further discuss the calculations for water to the Linwood hamlet. Additional figures will be ready shortly in order to present to the Board and the public.

#### 3) Proposed Local Law:

**RESOLUTION** offered by Mr. Deuel and seconded by Mr. Rose acknowledging that the Town Attorney has presented the Board with proposed Local Law #1 of 2014 (amendments to the existing Town of York Zoning Code). Voted on and approved, Yes-4, No-0.

4) Signage:

Supervisor Deming stated he has spoken with Dr. Dan Murray and YCS Board President, Joe Graves about the signage request discussed at previous Town Board meetings and again most recently on June 12<sup>th</sup>. Dr. Murray and Mr. Graves have assured Supervisor Deming that the championship signs will be erected on school grounds.

NEW BUSINESS

1) Water Rate increase:

RESOLUTION offered by Mr. Deuel and seconded by Mr. Rose to increase the water rates by 3% due to the increase from the Village of Geneseo, effective with the October-2014 billing cycle. Voted on and approved, Yes-4, No-0.

2) Water Tap request:

a- Jamie Graves:

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel to approve the Water Tap application submitted by Jamie Graves for property located at 1773 McPherson Road, in the amount of \$1,500.00. Voted on and approved, Yes-4, No-0.

BILLS

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

General Fund Claim	# 202-214	\$ 5,718.65
Joint Water & Sewer	# 146-158	\$ 17,961.16
Youth Fund Claim	# 8-9	\$ 205.00
Highway Fund Claim	# 120-128	\$ 7,607.33

OTHER

Despite not requesting Privileges of the Floor prior, Supervisor Deming allowed Mr. & Mrs. Ayers permission to speak this evening.

Mr. Ayers indicated they wish to correct the record from the meeting of June 12<sup>th</sup>, 2014. Mrs. Ayers documented several meetings of the York Town Board where discussion had taken place regarding signage. The meeting of May 28, 2009, Mr. Worden stated the signs were “constructed as a way to make the public aware of academic and athletic achievements at York Central School and that Mr. Barefoot would be delivering them”. At the June 11, 2009 meeting, Mr. Worden reported we were still waiting for the signs to be delivered. Mrs. Ayers stated over a year later the Board at the September 23, 2010 meeting discussed an inquiry from Jerry Ayers as to the status of the Championship signs. At such meeting the Board discussed the best location for placement. It was mentioned at that time perhaps to post under the “Welcome to the

Town of York” signs, but due to size & color, would clash with the existing signage. The Board then made a resolution, offered by Mr. Deuel and seconded by Mrs. Parnell to recommend to the school for placement on school grounds, but assistance of the Town Highway Department was offered. Mrs. Ayers asked, does the Board know what was actually on the signs? Supervisor Deming replied he believes there were four sets of signs for each championship. Mrs. Ayers answered: 5 signs for Girls’ Soccer and Courtney Ayers plus 6 signs for Odyssey of the Mind (State & World Champions). Mrs. Ayers added, Councilman Deuel conveyed his concern that Odyssey would not be recognized, but it was. Mrs. Ayers stated the meeting of October 7, 2010, Mr. Worden commented he spoke with Head of Maintenance at YCS, Tony Gullo about the suggested placement of the signs. Mr. Gullo informed him he was waiting for direction from the School Board and would let Mr. Worden know once a decision had been made.

Mrs. Ayers explained, at the School Board Meeting last week, Dr. Murray stated they had put then Board member, Dr. Kaye Morgan in charge to speak with the Town Board. Mrs. Ayers asked was Kaye ever at a meeting? The Board responded Dr. Morgan was not at a Town Board meeting to discuss signage. Supervisor Deming added, Dr. Morgan may not have attended a Town meeting, but still may have contacted the State directly for information.

Mrs. Ayers indicated on February 13<sup>th</sup> of this year Mrs. Skeffington & Mrs. Gates came to the Town Board seeking assistance in posting signs for the soccer championships. At the March 27<sup>th</sup> meeting the Board made a resolution approving their request to be posted on the Town of York signs. Mrs. Ayers stated with that approval, the Town Board chose to recognize one sport over other deserving recipients, and when the request came, the Board knew there were others that should have been addressed as well. Mrs. Ayers commented if willing to post those signs, why is the Board unwilling to post Courtney’s? Mr. Ayers added at the June 12<sup>th</sup> meeting it was stated that an error was made and then an apology took place, why not add her sign at this time to rectify the mistake. Mrs. Ayers stated with the Board’s decision to rescind the resolution for posting to the Town of York signs, she feels the Board is spineless and unfair. Mrs. Ayers added the information presented by Councilman Deuel at the June 12<sup>th</sup> meeting was inaccurate. Mr. Ayers confirmed with Bob Hilderbrandt the following day he was never a State Champion, strictly a Sectional champ.

Councilman Deuel stressed he believed Mr. Hilderbrandt was a State Champion and apologized for the error. Mr. Deuel added in September of 2010 the Board rendered a decision to keep the signage on school grounds, until recently. Mr. Deuel stated the Board made a huge error earlier this year with the approval. The Board had second thoughts on the initial request, apologized for it and then rescinded the resolution, ultimately leaving the matter to the school, where it should have been from the start. Councilman Deuel stated regarding the comment made that the Board is spineless and unfair, he takes offense to those statements. The Board had a request presented to them, unfortunately making a hasty decision but then correcting the matter.

Mr. Ayers stated he feels the decision to rescind the resolution with no postings was the wrong one, all signs should be posted on Town signage. Mrs. Ayers stated in her opinion the Board’s actions or lack of action, shows that they have no pride in the accomplishments of our students. The Town is unwilling to post State Champion signs, but have no problem with the Right to Farm signs. Mr. Deuel responded by saying the Right to Farm community distinction was a Town oriented action.

Mr. Ayers stated as he read Town Board and School Board minutes it seems that the community is caught between two groups unwilling to compromise, ultimately not getting along, and should try to meet in the middle. Mr. & Mrs. Ayers stated the soccer Mothers asked for cooperation and now for a second time, they are as well. Mr. Ayers commented all State and World achievements should be recognized.

Mr. Ayers proposed once again that the Board reinstate the decision to approve all signage to the Town of York signs. Displaying the existing State Champions for all organizations. Three placards to be posted now and two available in the future. Mr. Ayers stated if the signs were posted the Town could maintain authority over them, signage would have to meet zoning requirements and most of all academics and athletics would be recognized. Mr. Ayers stated he anticipates an answer to his question by the next Town Board meeting on July 10<sup>th</sup>.

Supervisor Deming commented he wished to address a statement made that the Town Board and School Board are unwilling to work together on issues. Mr. Deming stated he feels both Boards have worked well over the years and have a very good relationship.

#### ADJOURNMENT

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose to adjourn the Town Board Meeting until July 10<sup>th</sup>. Voted on and approved, Yes-4, No-0.

Town Board Meeting closed at 8:00 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk