

York Town Board Meeting  
September 25, 2014

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

Absent: None

Others: George Worden Jr. (Highway Superintendent), James Campbell (Town Attorney), Arthur Bernecker, Peter Arrigenna, Patricia Gardner and Kirk Richenberg

Supervisor Deming opened the Town Board Meeting at 7:32 p.m. and invited Councilman Rose to lead in the Pledge of Allegiance.

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose to approve the minutes of the September 11<sup>th</sup> Town Board Meeting. Voted on and approved, Yes-5, No-0.

PRIVILEGES OF THE FLOOR

1) Patricia Gardner:

Mrs. Gardner reported she attended the first County Youth Bureau meeting recently as the representative for the Town of York. Mrs. Gardner asked the Board what specifically will they require of her. Supervisor Deming replied attendance at meetings and quarterly reports to the Board would be sufficient.

Mrs. Gardner also informed the Board that the yearly Teen Recognition dinner may have a venue change. For years they have held the dinner at the Genesee River Hotel, but the committee formed now is thinking about changing things a bit and perhaps give a new location a try. Mrs. Gardner stated the Youth Bureau has the support of the Board of Supervisors, but hope to have additional support locally from the towns through their budget. A suggestion was made to perhaps have a teen recognized each year at the Town level as well as County. It would not have to be anything elaborate, just an announcement to recognize their achievement(s).

2) Art Bernecker/Peter Arrigenna:

Mr. Arrigenna asked to speak with the Board this evening to verify documentation needed regarding the waterline he is installing on Dow Road, for Art Bernecker's lots. Mr. Arrigenna stated he had previously requested the Town's Tax Number, but was informed we cannot give a contractor such documentation. Mr. Arrigenna clarified the information needed was not the Tax Exempt number itself, but the form (ST-119.1) outlining that the Town is an Exempt Organization, for purchase purposes. Mr. Arrigenna stated once the line has been installed, tested and approved, it will be turned over to the Town of York thereafter. The form is solely used for future audit purposes.

Supervisor Deming and Attorney Campbell agreed such form requested will not be an issue, and thanked Mr. Arrigenna for clarifying the matter.

## HIGHWAY

Mr. Worden reported the Highway Department has been very busy wedging areas throughout the town. Anderson Road has also been worked on and shoulders to that area will be done next week. Mr. Worden added any remaining CHIPS money available will be used on Cowan Road.

Mr. Worden informed the Board that an employee went home today experiencing back pain. He does not believe it is anything too serious but wanted the Board to be aware of it.

Mr. Worden stated Mr. Burger recently had a follow up visit with his Doctor, although progressing well, he is only at 87% at this time. His hopeful return to work will be sometime in November.

Councilman Deuel asked Mr. Worden if we were done on Fowlerville Road for the year. Mr. Worden replied he has not heard from Livingston County Highway Department regarding any upcoming work. Mr. Worden added, when the project was underway he was strictly the overseer, nothing more. Mr. Worden commented he is aware that the County still have ditching to complete, but not sure when they plan to finish. Supervisor Deming stated he is happy to report, after a serious motorcycle accident, County Highway Superintendent, Don Higgins is back to work a few hours per day.

## WATER/SEWER

Mr. Worden reported the department received PESH ( New York Public Employee Safety and Health training today along with Geneseo employees. This training was started to protect the safety and health of public employees in New York in consultation with the Hazard Abatement Board, ultimately trying to reduce injuries, illnesses and fatalities. Mr. Worden stated after the last onsite consultation, he feels we will be able to work well with them directly going forward.

Mr. Worden stated, on the previous issue with the lawn mower, we have now filed an extension. The Union Steward has been notified of the issue and approved filing the extension.

Mr. Worden reported the meter reads have been completed for the October billing cycle. The bills will be mailed out at the end of the month.

Councilman Deuel stated he met up with Melissa Knickerbocker recently and she asked what the status was for water to the Linwood area. Supervisor Deming and Mr. Worden responded we are still reviewing the cost difference in pipe size to see if we can make the project more affordable, and more importantly trying to obtain grant funding to further offset the cost.

Councilman Gates asked about the status of the McVean Road water project. Supervisor Deming replied we are waiting for a firm confirmation from the State, but believe we have secured a \$75,000.00 grant for this project. Once the confirmation has been made we will then schedule another meeting to review the latest figures with the residents.

## NEW BUSINESS

### 1) Operating fee charge:

Supervisor Deming reported as per New York State Building Codes, which the Town has adopted, any public structure that accommodates 100 or more persons must require a permit. With such permit an Operating Fee must be charged, but we currently do not have a fee in place. Supervisor Deming stated the matter was first brought to our attention when discussing restoration of existing barns, and realized we must have a fee listed. Any public structure that holds less than 99 persons would be exempt from this. Councilman Rose asked if this would require a yearly inspection, which Mr. Deming replied it would not. Councilman Deuel commented he thought there should be different regulations for churches than restaurants.

The Board suggested contacting other town agencies to inquire as to what fees they have set, prior to adopting one of our own.

2) Assessor Clerk:

Supervisor Deming reminded the Board at a previous meeting, Assessor Anne Sapienza announced her plans for retirement in June of next year. Due to extensive training requirements, Mrs. Sapienza asked the Board to consider appointing Gregg Torrey as an UNPAID Assistant Assessment Clerk. Mr. Torrey is required to have 6 months of full time experience in an Assessor's office prior to taking the Basic Course of Study to become certified as an assessor in New York State. Mr. Deming stated Mrs. Sapienza conveyed to Mr. Torrey the Board's prerogative to make any appointment as they see fit, regardless of the time spent in her office. Mr. Deming stated other towns throughout the County are experiencing the same Assessor retirement issues we are, and need to be proactive in their search.

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates to appoint Gregg Torrey as an unpaid Assessment Clerk for the Town of York. Voted on and approved, Yes-5, No-0.

3) Petty Cash audit:

a- Town Clerk & Water Accounts:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to approve the Petty Cash records (Water and Town Clerk) for 2014, as presented by Town Clerk, Christine Harris. Voted on and approved, Yes-5, No-0.

\*\* The Town Clerk Account was verified by Councilman Deuel and Water Account by Councilman Gates prior to the start of the regular meeting.

4) Correspondence:

Clerk Harris informed the Board of an email she received today from Davies Nagel regarding an additional recommendation for the Board to consider. The Board has a copy of Mr. Nagel's comments, and asked Clerk Harris to add his with the others submitted for board review pertaining to proposed Local Law #1 of 2014.

5) Notice:

Supervisor Deming discussed with the Board recent statements made pertaining to work sessions of the Board, prior to regular meetings. He suggested placing a legal notice in the Livingston County News that work sessions of the Board will take place at 7:15 p.m., in order to review all claims. Once this notice has been advertised, Clerk Harris will no longer need to post work sessions for each meeting.

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell authorizing Clerk Harris permission to post in the Livingston County News, the Board's work session meetings for auditing purposes, for the remainder of the year. Voted on and approved, Yes-5, No-0.

Upcoming dates

October 9<sup>th</sup> and 23<sup>rd</sup>

November 6<sup>th</sup> and 20<sup>th</sup>

December 11<sup>th</sup> and 29<sup>th</sup>

\*\* Work sessions will begin at 7:15 p.m. and regular meetings thereafter at 7:30 p.m.

OTHER

Councilman Deuel commented, at the Public Hearing last night we stated we would attempt to answer all questions in a timely manner in order for the public to receive information and questioned what the process will be going forward.

Supervisor Deming stated Clerk Harris is preparing the comments and questions to be answered in order to then schedule another meeting to review them. Councilman Deuel suggested perhaps posting a message on the website that the Board is working on the answers to keep the residents apprised.

The Board agreed updating postings is necessary going forward.

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	# 306-320	\$ 9,735.14
Joint Water & Sewer	# 234-244	\$ 7,101.87
Highway Fund Claim	# 172-176	\$ 41,363.91

ADJOURNMENT

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to adjourn the Town Board Meeting until October 9<sup>th</sup>. Voted on and approved, Yes-5, No-0.

Town Board Meeting closed at 8:02 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk