

York Town Board Meeting
October 23, 2014

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

Absent: None

Others: Francis Burger, Kirk Richenberg, Henry Fuller, George Worden Jr. (Highway Supt.), Lee Gratwick, Davies Nagel, Melissa Alber, David Rose, Beth Rhodes, Carl Peter (Zoning & Code Officer), Paul Schneider, Patricia Gardner, Fred Mingrino, Dustin Geiger and James Campbell (Town Attorney)

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 Mrs. Parnell to approve the minutes of the October 9th Town Board Meeting. Voted on and approved, Yes-5, No-0.

September 24, 2014 Public Hearing – closure

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Deuel to officially close the September 24, 2014 Public Hearing. Voted on and approved, Yes-5, No-0.

Supervisor Deming reported the office received approximately 90 responses to proposed Local Law #1-2014, pertaining to hydraulic fracturing. The Board has read the majority of the emails, with exception of the last three days submittals, which will be read shortly. Supervisor Deming stated this Local Law will be tabled until all questions have been answered, and then an informational meeting will be scheduled to review the documentation. After such information has been discussed it will then be determined by the Town Board if any action will take place.

PRIVILEGES OF THE FLOOR

1) Henry Fuller:

Mr. Fuller asked the Board if the responses (emails/letters) received have been local residents. Supervisor Deming replied the responses are from residents within and around the Town of York, not strictly York residents.

Mr. Fuller stated he is well aware that farmers have the right to farm in this community, but asked why they do not abide by the laws when it comes to transportation of material. Mr. Fuller commented that ensilage and/or shredded corn has blown out of the trucks continuously, leaving a mess on the roadways and at the edge of properties. Mr. Fuller asked why agricultural vehicles are not required to tarp, and that Andy Walton of Walton Trucking was recently ticketed for that. Councilman Rose replied agricultural vehicles are exempt from that requirement.

The second issue Mr. Fuller asked to speak with the Board about is ditching in the Town of York. Mr. Fuller questioned how many miles of road make up the town, which Mr. Worden replied 54 ½. Mr. Fuller asked if Linwood Road is a County Road, Mr. Worden answered a portion of it is County, and the remainder is a town road. Mr. Fuller asked why the Town of York was contending with sluice pipes up near Donnan Farms and spending tax payer's dollars on Federal Road. Mr. Worden replied that the Town was hired by Livingston County to complete the work. They filled out specifications and hired the Town to proceed, once the project is completed we will bill them accordingly. Mr. Fuller stated he would like to see the payment when it arrives.

HIGHWAY

Mr. Worden once again commented the department has been installing sluice pipe recently, reimbursement from the County will come after he prepares the bill.

Mr. Worden addressed with the Board the ongoing traffic complaints on Retsof Avenue. As discussed previously, numerous tractor trailers continue to turn onto Retsof Avenue for the salt mine due to their GPS. Mr. Worden stated we have a number of signs already existing but the drivers still proceed up the avenue, creating traffic backups. Supervisor Deming stated he has notified the Sheriff's Department about the ongoing issue and was informed patrols will monitor more frequently when they are in the area, but will ask the residents to contact them directly when situations arise. Mr. Worden stated with the upcoming winter season soon upon us, we will probably be encountering more issues with drivers headed to American Rock Salt. Mr. Worden added Chandler Road is also experiencing truck traffic issues. Trucks have been leaving the mine and the GPS is taking them to Chandler Road rather than Route 63. Mr. Worden commented he will be posting weight limit signs on Retsof Road after the second driveway of the mine, to alleviate further congestion.

Mr. Worden also informed the Board that he received a call from Caledonia Diesel requesting permission to bore under Simpson Road. Caledonia Diesel is in the process of installing gas heat to their business, and wanted to verify what was required from the town. Mr. Worden stated the request is strictly a boring situation, no open cuts to Simpson Road will take place.

The Board agreed as long as Mr. Worden is involved in the process, they do not see an issue with the request.

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose authorizing Caledonia Diesel permission to bore under Simpson Road for purposes of a gas line to the business, with involvement from Mr. Worden. Voted on and approved, Yes-5, No-0.

Mr. Worden also reported the majority of the plow equipment is ready for the winter season.

WATER/SEWER

Mr. Worden reported the water department repaired the leak at the corner of Main Street and Old State Road, with pavement repairs to follow shortly.

Mr. Worden stated no issues have taken place at the treatment plant, all is running smoothly. The gentlemen have now begun winterizing the facility.

1) McVean Road update:

Supervisor Deming stated Attorney Campbell will be meeting with Clark Patterson Engineer, Eric Wies shortly to discuss water district formation details for McVean Road. We will need to determine what is the best course of action to proceed with, either extending the existing district or create a new one.

2) DDSO Quote:

Clerk Harris updated the Board of a recent email received from Finger Lakes Developmental Disabilities Service Office Coordinator, Julie Arrigenna regarding the quote submitted at the last meeting for services. Ms. Arrigenna stated due to the anticipated increase in minimum wage for 2015, the fee quoted (\$25.00) will be increased by \$5.00, to \$30.00 per visit, if the Board should wish to proceed further.

3) Linwood Road Water:

Ms. Alber asked the Board the status of the Linwood Road area, pertaining to municipal water. Supervisor Deming replied after the April informational meeting we completely overhauled the original plan prepared. Alterations have been made to pipe size and additional number of homes have been included in the new proposed plan. More information to follow.

4) Water Service Shut-off:

a- Angela Stokes:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to approve the Water Service shut-off request submitted by Angela Stokes for property located at 2526 Main Street (York). Voted on and approved, Yes-5, No-0.

5) 2015 Budget Hearing:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates to schedule the 2015 Budget Hearing for Thursday, November 13, 2014 at 7:00 p.m. Voted on and approved, Yes-5, No-0.

OTHER

1) Brush pick up:

Clerk Harris informed the Board that several residents have inquired about a fall brush pick up, and asked if we will be having one now that the Route 36 water main project will not be going forward.

After little discussion the Board agreed the departments have a number of duties to attend to prior to winter season so we will not have a cleanup this fall, but will be scheduling one in the spring.

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 338-351 \$10,653.38
- Joint Water and Sewer 262-275 \$ 8,048.74
- Highway Fund Claim 186-190 \$ 5,739.61

ADJOURNMENT

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to adjourn the Town Board Meeting until November 6th. Voted on and approved, Yes-5, No-0.

Town Board Meeting closed at 7:45 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk