

February 8, 2018
Public Hearing
7:00 p.m.

Present: Supervisor Gerald L. Deming, Council Members: Lynn Parnell, Amos Smith and Norman Gates.

Absent: Frank Rose Jr.

Others: James Campbell (Town Attorney), Henry Fuller, George Worden Jr. (Highway Supt.) and Eugene Kane.

Supervisor Deming opened the Public Hearing at 7:02 p.m.

PURPOSE

Supervisor Deming turned the hearing over to Attorney Campbell to read aloud the notice of proposed Local Law #1 of 2018. Mr. Campbell stated that the purpose of this Public Hearing is to present and receive comment on such law, relating to a Partial Exemption from Real Property taxes for Cold War Veterans, under Section 458-b of the NYS Real Property Tax Law.

Attorney Campbell explained that the reason for the Public Hearing is that 10 years ago, the County asked the Town of York if they wished to give an exemption for Cold War Veterans, which we did, but the wording at that time reflected that it was only good for 10 years and has now expired, which requires action from the Board once again. The Board must now re-evaluate if they want to renew the exemption, with clearer wording, not locking into a 10 year timetable.

Attorney Campbell asked the Board if they want to continue this Exemption for all that qualify, which the Board agreed, they do.

Mr. Campbell stated from a timing prospective, the tax rolls need to be filed in February, so if they want individuals to obtain their exemption, approval must be shortly in order to comply with the March 1st, 2018 deadline.

Mr. Fuller asked what the dates were for Cold War Veterans, which years can apply? Attorney Campbell read aloud that active duty from September 2, 1945 – December 26, 1991 and must be honorably discharged.

7:10 p.m.

Mr. Campbell reported that we will keep the comment period open for any potential additional questions...

RESOLUTION offered by Mr. Smith and seconded by Mr. Gates to close the Public Hearing at 7:26 p.m. Voted on and approved, Yes-4, No-0.

Respectfully Submitted,

Christine M. Harris, Clerk

York Town Board Meeting
February 8, 2018
7: 30 p.m.

Present: Supervisor Gerald L. Deming, Council Members: Lynn Parnell, Amos Smith and Norman Gates.

Absent: Frank Rose Jr.

Others: James Campbell (Town Attorney), Henry Fuller, George Worden Jr. (Highway Supt.), Eugene Kane, Carl Peter (Zoning & Code Officer), Kirk Richenberg and Dustin Geiger.

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

MINUTES

RESOLUTION offered by Mr. Smith and seconded by Mr. Gates to approve the minutes of the January 11th Town Board Meeting. Voted on and approved, Yes-4, No-0.

HIGHWAY REPORT

Mr. Worden reported the following for the Highway Department:

- The crew has been very busy snowplowing and salting roadways this season.
- When weather does permit, patching of potholes continue to take place.
- Continue to conduct routine maintenance to the vehicles.
- All new vehicles are in service and working well.

Councilman Smith asked when the auction is slated in order to take older vehicles or equipment to. Mr. Worden replied the auction usually takes place in May each year.

Mr. Worden reported that the Livingston County Highway Department submits documentation each year, for the Town Board to consider approval of an Agreement to Spend Town Highway Funds. Mr. Worden outlined for the Board the improvements he will be preparing for this year and the estimated costs involved with such repairs:

- Wedging on River Road from Rt. 63 to Abbey of the Genesee driveway- \$36,000
- Spring Street from Retsof Rd. to Dead End- \$28,000
- North Road from East to Dead End- \$9,000
- Federal Rd., starting at Rt. 20 to Anderson Rd.- \$10,000
- Old State Rd. from Tuttle to Clapp- \$11,000
- River Rd. from Craig to Abbey of the Genesee driveway- \$22,000
- Batzing Rd. from Casey to McKenzie- \$20,000
- Casey Rd. from Fowlerville and Batzing- \$28,000
- Limerick Rd. from Linwood to Cowan Rd.- \$15,000
- Cowan Rd. from Limerick to Federal- \$15,000
- Old State Rd. from Clapp to Wallace- \$20,000

=\$ 214,000

Councilman Smith asked if the department will have to do drainage on Cowan Road, which Mr. Worden replied we will.

AGREEMENT TO SPEND FUNDS

RESOLUTION offered by Mr. Smith and seconded by Mrs. Parnell, Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected for the repair and improvement of highways, shall be expended, in the amount of \$214,000.00. Voted on and approved, Yes-4, No-0, Absent-1.

SEWER/WATER

Mr. Worden reported that he and Sewer Department personnel have conducted weekly meetings with Cheese Plant representatives, which has been going very well. We are still waiting for the dialer to be connected on the pump station. Restoration will also need to take place. Mr. Worden expressed with what is being used at this point by the Cheese Plant, it has not had a noticeable negative impact on our system.

Mr. Worden reported that a water leak occurred on a saddle on Rt. 63, it was an easy fix, which we are all set with, but do suspect another one may be leaking, which we have been watching very closely.

Supervisor Deming commented that we really need to add into the equation replacement of the water main on York Road East due to age and a number of leaks, and asked Mr. Worden if we should bid it out. Mr. Worden replied because of the work planned for his crew this upcoming year, he would like to bid out this project, but does have a material list prepared to work from.

*Mr. Worden reported that we had 9 applicants for the advertised Highway position, and would like to get a committee together to begin interviews. Supervisor Deming stated that the Board members will discuss after the meeting this evening, which two members will participate with Mr. Worden and Deputy Highway Supt., Mr. Wolfe.

PRIVILEGES OF THE FLOOR

1) Eugene Kane:

Mr. Kane thanked the Board for allowing him to speak this evening regarding a water matter. After moving into his residence at 2931 Genesee Street, he quickly realized that major back flushing of water to the residence was taking place. The neighbor conveyed to him that previously there was a drainage pipe but after the water replacement project a few years ago the pipe has been missing and water had been entering the residence at great force. Mr. Kane stated that he spoke with Mr. Morsch, the contractor who conducted the replacement project regarding his issue but did not receive a visit from him for a resolve. Mr. Kane asked the Board for some assistance in determining what the actual issue is in order to rectify the problem whether it be his responsibility or the Town's. Supervisor Deming and Mr. Worden stated they briefly discussed earlier in the evening having Mr. Worden snaking the property in order to see what may be clogged could break free, but additional effort may be needed depending on what transpires. Mr. Kane stated prior to his purchase of the property the home was vacant for some time continuing on with the water matter. It was not until he moved in that he was made aware of it. Had we known of the matter...would probably have been corrected much

sooner if someone was living in the residence to let you know. Supervisor Deming stated Mr. Worden will be in touch shortly to view the situation. Mr. Kane thanked the Board and Mr. Worden for their assistance.

2) Henry Fuller:

Mr. Fuller asked if a meeting has taken place yet to discuss the THM problem. Supervisor Deming stated that he has met with the Village Mayor and engineers to further discuss THM's and options to assist. Although having a good conversation, nothing definite has been agreed upon. Mr. Fuller expressed, with the Town trying to add new customers to the water district, the THM issue needs to have a resolve.

Mr. Fuller asked if a decision had been made regarding the solar meetings, and whether or not they are open to the public, and if minutes will be taken. Supervisor Deming answered that meetings will be open to the public and minutes will also be available. Upcoming meetings will be posted on the Town's website as well.

3) Kirk Richenberg:

Mr. Richenberg asked if we have an update with Covington. Attorney Campbell replied that the Town is ready to close on the property. Subdivision maps have been filed and we should be wrapping up things in a week or so. Mr. Campbell added that he recently spoke with Covington Attorney, Mr. DiMatteo and he conveyed that Covington is also set to go, with a few minor changes. The Wyoming County Board of Supervisors expressed that they are ready to approve the exemption once proof of Property Title exists. Mr. Campbell added, once the paperwork is ready for filing he will go to Wyoming County directly to process it, which will be within a week or two.

Mr. Richenberg asked at the last meeting, the Board approved the Statewide Aquastore contract, pending Mr. Campbell's verification, were there any issues? Attorney Campbell replied that there were no issues with the wording and authorized Supervisor Deming to sign the contract.

Mr. Richenberg questioned the subdivision permit. Mr. Campbell answered that Covington's Planning Board did permit a subdivision, which has been approved and filed, now on record. Mr. Richenberg asked why the zoning did not change, which Mr. Campbell replied it did not have to, they approved the use.

Mr. Richenberg asked if the Town has taken over the Craig Rd. sewer line or water line in Linwood yet. Supervisor Deming answered that the Town has not taken ownership.

Mr. Richenberg asked if the first payment has been made to Statewide Aquastore. Supervisor Deming stated that it has, and that a second one is coming shortly, but have yet to see it. We will not be paying the second one until the next meeting.

Mr. Richenberg questioned the Gridbee primary user, and how it will impact the THM's. Mr. Worden replied with the pressure reducing valves we will be bleeding water into other parts of the system, which keeps the water in constant circulation. Attorney Campbell added, with heavier usage, hopefully the THM numbers will be less. Mr. Richenberg stated with the higher elevation that treated water will go to the Cheese Plant, but will it help the rest of the district? Supervisor Deming answered THM's are supposed to be less, per Engineers.

Mr. Richenberg questioned the explanation for the turn over recently at the Highway Department. Supervisor Deming and Mr. Worden replied that the turnover has been due to retirement.

Mr. Richenberg asked the Board, when the Sewer law was passed in 2017 there was wording pertaining to a Supervisor having to meet particular criteria, but do we have anyone that meets this? Supervisor Deming answered that both Water & Sewer employees have certification. We have Mr. Worden in place as an overseer of the departments, not as a Supervisor.

NEW BUSINESS

1) Cold War Veteran's Exemption:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Smith to approve Local Law #1 of 2018, relating to a Partial Exemption from Real Property taxes for Cold War Veterans, under Section 458-b of the NYS Real Property Tax Law. Voted on and approved Yes-4, No, 0, Absent-1.

2) Swede correspondence:

Supervisor Deming read aloud a letter the Board received from Sharon and Gary Swede of Peoria Road in Pavilion expressing their interest in connecting to municipal water if available to them. Mr. & Mrs. Swede stated that with the project at the Cheese Plant, there is a water line and fire hydrant located at the end of their driveway and would certainly like to obtain water in the future.

Supervisor Deming stated he fully understands their desire for town water but commented we cannot sell water to them directly, when parcels are out of the district boundaries, we would have to bill their township if and when the time comes.

BILLS

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

Joint Water & Sewer	#21-44	\$530,892.35
General Fund	#30-63	\$209,695.86
Youth Fund	#1	\$ 26.50
Highway Fund	#15-38	\$ 24,639.79

ADJOURNMENT

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Smith to adjourn the Town Board Meeting until March 8, 2018. Voted on and approved, Yes-4, No-0.

Town Board Meeting closed at 8:04 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk