

York Town Board Meeting  
November 9<sup>th</sup>, 2021  
7:00 pm

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

Absent: Amos Smith

Others: James Campbell (Town Attorney), James Mayes, Larry Lacy, Dustin Geiger, Henry Fuller, John Morgan, Becky Lewis & Roger Bruce, Celia Lewis, Molly Cummings & David Rose, Heather & Davies Nagel, Carl Peter (Zoning/Code Officer), George Worden Jr. (Highway Supt), Jason Swede, Martha & Ned Edmonds, Cortney Underwood & Greg Burm, Karen Meeker, Blaine VanRy, Donna Walker, Kirk Richenberg and Alan Brightman.

Supervisor Deming opened the Town Board Meeting at 7:00 p.m. and invited Councilwoman Parnell to lead in the Pledge of Allegiance.

**MINUTES**

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to approve the minutes of the October 12<sup>th</sup> Budget Hearing and Regular Town Board Meeting and October 27 Public Hearing and Special Town Board Meeting. Voted on and approved, Yes-4, No-0.

**BILLS:**

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

- General Fund # 310-339 \$ 13,281.88
- Consolidated Water/Sewer # 246-266 \$ 204,007.16
- Highway Fund # 160-177 \$ 85,051.84

Supervisor Deming stated that due to the lengthy agenda items and the number of guests wishing to speak with the Board this evening, privileges will be 3 minutes each tonight.

**PRIVILEGES OF THE FLOOR:**

1) Molly Cummings:

Ms. Cummings expressed to the Board that the time limit this evening is shorter than normal and hopes she is able to finish what she has prepared.

9 November 2021

Dear Members of York Town Board:

One week from tonight you are scheduled to vote on amending a town law that would allow for changes in the amplification levels used by drive through businesses.

While you may feel that you already have all of the information you need, right before this vote you are inviting people to speak, present information, express their opinions and ask questions pertaining to this proposed law change. You have changed the venue to hold an anticipated larger crowd than this room can hold, which means you expect to hear from a lot of people.

Scheduling a vote immediately following a public hearing gives the appearance that this board has already made up it's mind. Have you? If not, what's the rush? What if people have questions, bring up something you haven't thought of or express a concern to make you consider this issue from a different point of view? What if your constituents---people who elected you to your positions on the board and who want to participate in our democracy--want you to take time to listen and think about what they have to say, possibly do some more research and get back to them--before you vote?

This is most likely the only vote on this project that an elected body in the town of York will have. There is nothing in New York State's public hearing law that says that a vote must immediately follow the hearing.

I have attended many public hearings--for many years-- in my career as a broadcast journalist in New York state--Syracuse, Ithaca and many small towns in Central New York. I cannot remember one time that a vote to change a law came immediately after the hearing---right after the voting body has heard new questions, new concerns---and even old ones that made them think.

This decision has ramifications not only for this project---as if thats not big enough---but on all the possible places in the town of York that may decide to amplify sound because of the changes resulting from this law.

Owners of empty lots and vacated properties may, rightfully so, see this change in the law as an opportunity to suddenly make money by selling their

property or putting a drive thru venue of their own. York may not be overrun overnight with drive thru fast food businesses, but changing this law does give the go ahead to drastically change the rural character and environmental values of our community.

Growth that is appropriate for this area, that respects the land and landscape is outlined in the Comprehensive Plan. As a business owner, I was asked to write a letter in support of funding a revised Comprehensive Plan--this process is not cheap. This update will take some time--from a volunteer committee that will conduct research, interview people of York and synthesize data that they hope will become the most current recommendations that will be respected and followed by decision makers. Our family moved from suburban Rochester to York almost nine years ago to be part of a community that values everything that is in the Comprehensive Plan, and not to be surrounded by fast food facilities. Or truck stops, for that matter. Doesn't a decision that raises so many questions deserve careful consideration--one that takes in to account what you hear on November 16<sup>th</sup>---thoughtful, due diligence, as well as an updated comprehensive plan in to account?

So, what is your hurry? Whose timetable are you following?  
Respectfully,

Molly Cummings  
2635 York Rd. West  
York, NY 14592

2) Heather Nagel:

Mrs. Nagel also commented that three minutes is not enough time to speak with the Board regarding the upcoming meeting and asked why time limit changed from previous meetings.

At the September meeting some statements were made as part of a sales pitch to you to consider changing our law about drive-throughs. I want to clarify 3 of these statements ahead of next week's public hearing.

So first of all, you were told that the closest parcel facing the proposed drive-thru speaker is 187 feet away. But this ignores the homes on 36. The YTC reps also said that 3 out of 4 residents of adjacent parcels are in favor of having a truck stop by their homes. But there are actually 13 adjacent parcels and 9 of them are residential properties. I'm wondering if you have confirmed their statement by talking to those 4

residents because our own interactions have not collaborated their statement? I would recommend you disregard their statement, if it you haven't confirmed it.

Also, I had asked if it is common for a project applicant to make requests to amend the text of a town code. I know that a couple years ago someone wanted to make sure that a surveyor's office would be considered a professional service, since the town code says that professional services include, but are not limited to, medical practitioners, attorneys, architects, engineers, photographers, brokers, and other similar services and that was OK'd. And there was the time that David Russo wanted to change the uses allowed in Commercial Districts to include residential uses. The Board members did not approve the code amendment. So, are there any times when the text has been amended at the request of a project applicant?

The last statement I want to check is, when Mr. Hopkins said "that under the current code, no drive thru facility can take place in at the corner or in any area." It turns out that, with the help of Heather Ferraro and Carl Peter, there is a list of 7 that commercial properties that could, with the possible addition of the bank depending on it's use-variance history. I'd say that's pretty different than none. Now, do you all know how many properties would allow amplified drive-thrus if the law is amended so you exactly what you are voting on; because, even with Heather and Carl's help, there still is some question. My point is, most of us take a sales person's pitch with many grains of salt and take time to do our own research before we make any decisions. I feel like there has been pressure put on all of you to make fast decisions and it has worked.

So I'm going to switch gears and talk about plans that actually have been thoughtfully made by our Town but have not been acted on. Actually there are a couple, including the Greigsville Transportation Plan, that a lot of money was spent on, just to be ignored. But the other is our Comp Plan.

I have printed up the parts that I wanted to talk to you about tonight so I'll make sure you each have a copy so that you can see what I'm referring to.

I'm not sure if you've had your annual discussion of the Comp Plan, yet, but I am requesting that the Town writes up zoning codes that mandate the access management standards for corner clearance and driveway spacing as recommended in our Comp Plan and identified as a "High priority" for implementation.

So can the Board have these codes written up?

Mrs. Nagel submitted the following:

## CHAPTER 6 - IMPLEMENTATION

The implementation of a comprehensive plan happens during the subtle course of everyday Town business, such as when reviewing site plans, holding a public information meeting, or hearing requests for rezoning, and more obviously when the Town purchases new recreation land, writes

and adopts new Town Code, or implements a sidewalk investment program. Both of these are equally important in implementing the vision set forth in the plan.

The recommendations provided in Chapter 5 are reiterated below with direction on who is a likely lead for implementing the recommendation, a planning level cost estimate if appropriate, and a relative priority. Grant source information is included in Appendix B.

## A. PLAN ADOPTION AND UPDATE

Recommendation: The Town Board should adopt the plan, and publish and distribute it to all boards, departments, and interested citizens in the Town. A copy should also be supplied to the Livingston County Planning Department.

LEAD: Town Board

PLANNING LEVEL COST ESTIMATE: N/A

PRIORITY: High

Recommendation: The Town Board should initiate a yearly discussion of the comprehensive plan, seeking input from the Planning Board as to how well the plan is being used as a guide, and what progress has been made toward implementing the recommendations of the plan. The discussion should include dialogue regarding whether an update is required or not. In most cases, a minor update can be undertaken by the Town Board and/or Planning Board every 3-5 years, while a 5-10 year update may be more significant and require outside assistance.

LEAD: Town Board

PLANNING LEVEL COST ESTIMATE: Free if done internally, \$15-\$30K for consultant to prepare 5-10 year update.

PRIORITY: High

## B. TOWN ZONING CODE

Recommendation: The Town Board should commission a full zoning rewrite for the Town that includes zoning districts, sign regulations, access management guidelines, site development regulations, etc. The Town's Comprehensive Plan is the foundation for zoning and should be used as a guiding document in completing the new zoning code.

LEAD: Town Board

PLANNING LEVEL COST ESTIMATE: \$40-\$ 50K

PRIORITY: High

## C. FARMLAND PROTECTION AND SUPPORT OF AGRICULTURAL INDUSTRY

### Recommendations:

- Provide guidance to farmers when subdividing for residential uses — create a handout regarding development options showing examples of clustering, etc.
- Whenever new residential development is proposed in proximity to farmland, utilize subdivision regulation and site plan approval processes to create a sufficient buffer to limit potential conflicts.
- Minimize any future extension of public water or sewer to agricultural areas except in cases of significant water quality or quantity issues.
- Allow flexibility for agribusinesses in the agricultural zoning districts.
- Continue to work with Livingston County on farmland protection efforts already underway ..

Recommendation: New residential development occurring along this trail corridor should be encouraged to participate, either through financial contribution from development, right-of-way dedication, or construction of a portion of the trail, or all of the above.

## **E. Access Management**

Improved access management is needed, primarily at commercial properties, to consolidate driveway access points, eliminate a wide-open and undefined frontage, and to provide inter-parcel connections where possible. Recognizing that these types of improvements are typically only completed when either development or re-development occurs or as part of roadway construction projects, we recommend that the proposed streetscape improvement project on NY Route 63 include the improvement/ consolidation of access for adjacent properties. Encouraging, or even mandating, shared driveways is often undesirable for retail developers, however the concept is becoming more common, and therefore more accepted throughout the country.

For future development, the use of minimum driveway spacing standards and minimum corner clearance standards would help significantly. Corner clearance is used for intersections to help keep driveway access points from being located too

close to the intersection, as driveways located too close to an intersection can add to safety concerns. Additionally, specifications for a maximum number of curbcuts per business, and maximum driveway opening should be implemented. Potential access standards are provided below that would be appropriate for implementation within the Town.

#### a) Zoning

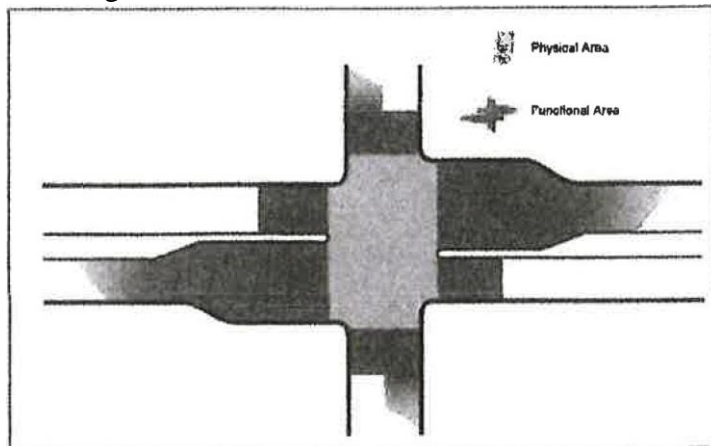
There are several regulations that could be put into the zoning code, likely through the creation of an overlay district that would provide additional

guidance and regulations, in addition to what is specified in the existing underlying zoning.

#### i. Corner Clearance

Corner clearance addresses the distance between an intersection and the nearest driveway. Corner clearance is especially a concern as driveways located near intersections are often located within the functional area of an intersection. According to the American Association of State Highway and Transportation Officials (AASHTO)<sup>1</sup>, "driveways should not be located within the functional area of an intersection or in the influence area of an adjacent driveway." The difference between the physical area of an intersection versus the functional area of an intersection is depicted in Figure 6.

Figure 6 Functional Intersection Area



Source: Access Management Manual, TRB, 2003, Figure 8-12, pg 132.

Adequate corner clearance should be provided at all signalized and unsignalized intersections on Route 63 in particular and possibly on

**Route 36. The following standards are recommended:**

- Small generator (less than 1,000 daily trips) = 200 ft
- Large generator (more than 1,000 daily trips) = 400 ft

**ii. Driveway Spacing**

The separation of conflict points simplifies the driver decision making by giving drivers a longer time to respond to successive access related events. Since driveways generate turning movements, driveways that are inadequately spaced create several functional and safety problems, particularly on roadways meant to be predominantly a through road. Providing adequate distance between driveways is a critical measure for controlling the flow of traffic, and the safety of ingress and egress.

**For Route 63 the minimum driveway spacing standards should be:**

- Small commercial generator (1,000 or less daily trips) — 150 ft
- Large commercial generator (more than 1,000 daily trips) = 350 ft full access; 150 right-in-right-out
- Single family residential = 20% of lot width

b) Subdivision Requirements

The subdivision of large lots to create several smaller ones creates an opportunity to critical access control decisions that will have a significant impact on how, where, and how parcels can be tied into the transportation network. How this should be considered for incorporation into the Town Subdivision Regulations:

**N/A**

- Access plan for full parcel must be submitted prior to subdivision approval
- Internalize access to extent possible (minimize curb cuts on public roads) and provide adequate spacing from main intersection



PLANNING BOARD MINUTES: 6-12-2012

Grade will probably remain the same. Possible propane operation later on. 24 hour business.

Come back to Planning Board with preliminary site plan, signage can be included. The Planning Board needs 10 copies ahead of time.

Joe McIlroy-footage from driveway to intersection on 63 would only be 200 feet-two tractor trailers stopped at the light would block the driveway.

Dave Russo — bigger the driveway the better and farther out from the intersection.

Need to fill out Preliminary Site Plan Application and SEQR. Special Use permit for serving food.

Heather Ferrero — Determine SEQR be for unlisted action and recommend long form. One public hearing for everything. Gas Stations would be considered auto service stations. Require material a week before to review.

Site plan and special use permit for all aspects. Truck wash needs use variance from Zoning Board of Appeals.

Heather Ferrero

- said we need more details, i.e., are showers included, safety issue for the school and sidewalks.
- Anything grandfathered has to stay the same and can't be expanded with an accessory building  
County will look at traffic, lighting and buffering

Joe McIlroy- Anything coming out on 63 would be bad

Chairman David Russo- will call and advise that the board is concerned for public health, safety and welfare with 63 entrance and would like them to take a good look at it.

9 pm — Frank Rose Sr. moved to adjourn, Mark Vitale seconded, all in favor, carried.

Respectfully submitted,  
Donna Falkner, Clerk

Mrs. Nagel asked if the Town Board could have a law written outlining what the corner clearance should be based on previous Planning Board's recommendations in their minutes (6-12-2012), for safety purposes.

Attorney Campbell answered that the Board can codify but often changes are added into the zoning.

Councilman Rose inquired; doesn't the State take precedent on State Highway intersections (Rt. 36, 63 and 20)?

Attorney Campbell replied that the State does take precedent on State Highway intersections but local codes can add additional criteria if necessary.

3)Blaine VanRy:

Mr. VanRy asked to speak with the Board this evening as a follow up to his privileges from the October 12<sup>th</sup> meeting pertaining to Formula restaurants. Mr. VanRy stated, with the Town's Comp Plan not updated, there is even more reason to have a temporary moratorium on chain restaurants until a plan is more firmly in place. Mr. VanRy commented that the current plan put forth by the developer will only be the start of additional chain restaurant requests. Mr. VanRy stated that these cookie cutter restaurant/businesses are not what this rural community needs and shared examples of other towns willingness to prohibit them.

## Formula Business Restriction — York, ME

At a town meeting in May 2004, residents of York, Maine, voted to amend the town's zoning ordinance to prohibit formula restaurants. York is a coastal community of 13,000 people about ten miles north of the New Hampshire border. The measure, which was endorsed by the Planning Board and the Board of Selectmen, notes that York has retained a large concentration of historic buildings and locally owned businesses, and that the town's unique character is important to York's "collective identity as a community."

## Fast Food & Formula Restaurant Prohibition

Impact Statement: The historic character of York is unique, and is important to the people of the community and their collective identity as a community. York is also traditionally home to small, locally owned and operated businesses. In these senses, York has maintained its identity in a manner unique in the region. To help protect its unique character, the Planning Board proposes the following amendments to ensure that restaurant businesses in York respect the character of the community and do not create undue impacts in terms of noise, litter, traffic and other adverse impacts. This policy is consistent with the policy direction of the Comprehensive Plan and is expected to have no significant fiscal impact on the Town.

Amendment: Amend definitions in Article 2 as follows:

**FAST FOOD RESTAURANT:** A restaurant with drive-up window service, or that otherwise receives payment and/or dispenses products to patrons while in their vehicles (such as a drive-in restaurant).

**FORMULA RESTAURANT:** Formula Restaurant shall mean a restaurant that stands alone or with other use(s), and which prepares food and beverage on site for sale to the public, and which is required by contractual or other arrangement to offer any of the following: standardized menu, employee uniforms, interior and/or exterior color scheme(s), architectural design, signage or similar standardized features, or which adopts a name or food presentation format which causes it to be substantially identical to another restaurant regardless of ownership or location.

## Formula Business Restriction — Solvang, CA

One of the first communities to enact a formula business restriction, the town of Solvang, prohibits formula restaurants from locating in its village center. The ordinance notes, "The Village Area is unique... because of its small individualized shops and restaurants . . . This unique character would be adversely affected by a proliferation of formula restaurants The development of such restaurants would conflict with the distinct atmosphere for which Solvang's Village is famous."

ORDINANCE NO. 94-1 51

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SOLVANG AMENDING SECTIONS 14.02.000 AND 14.04.080 (c) (5) AND ADDING SECTION 14.07.280 OF THE SOLVANG MUNICIPAL CODE PERTAINING TO FORMULA RESTAURANTS

THE COUNCIL OF THE CITY OF SOLVANG DOES HEREBY ORDAIN AS FOLLOWS:

### Section 1. Findings

The Land Use Element of the City's General Plan provides that a key issue identified in the process of preparing the General Plan was to maintain the image of Solvang as a small-town village in an open space/agricultural setting. Further, it states that it is essential that future development of the City's Village Area be compatible with the areas established character. The goal of the Land Use Element is to promote the development of a well-balanced and functional mix of land uses and to ensure that development in the City is consistent with the City's character and image. Further, the Land Use Plan provides that the overriding consideration in establishing the Land Use Plan was to ensure that Solvang retains the unique character of the Village Area,

This unique character would be adversely affected by a proliferation of "formula restaurants" which are required by contractual or other arrangements to be virtually identical to restaurants in other communities as a result of standardized menus, ingredients, food preparation, décor, uniforms and the like. Therefore, the City Council finds that in order to preserve the character of the Village, it is reasonable and necessary to adopt this ordinance which would preclude the development of new formula restaurants in the Village.

### Section 2. Amendment

Section 14.02.000 of the Solvang Municipal Code is hereby amended to add the following definition thereto:  
Section 14.02.000 Purpose.

**Restaurant.** Any establishment whose principal business is the sale of meals, including food and beverage, which is eaten on or off the premises.

**Formula Restaurant.** A restaurant devoted to the preparation and offering for sale of food and beverages to the public for consumption either on or off the premises and which is required by contractual or other arrangements to offer any of the following: standardized menus, ingredients, food preparation, decor, uniforms, or similar standardized features,

### Section 3. Amendment

Section 14.04.080 ( C ) 5 of Chapter 14.04 of the Solvang Municipal Code is hereby amended to read as follows:

5. Indoor and outdoor restaurants, bars, and cocktail lounges, but not including outdoor commercial barbecues and formula restaurants,

Section 4. Amendment

Section 14.07.280 is hereby added to Chapter 14.07 of the Solvang Municipal Code to read as follows:

Section 14.07.280 Formula Restaurant

No new or expanded formula restaurant shall be permitted in the TRC Tourist Commercial Zone of the City.

Section 5. Effective Date

This Ordinance shall be in full force and Shall take effect thirty (30) days after its passage.

PASSED, APPROVED, AND ADOPTED this 23rd day of May, 1994.

Leo Mathiasen, Mayor

## Formula Business Restriction — Sanibel, FL

This island community enacted an ordinance banning formula restaurants in 1996.

CITY OF SANIBEL - ORDINANCE NO. 96 -10

AN ORDINANCE PERTAINING TO FORMULA RESTAURANTS; AMENDING SUBSECTION 1.B.2.C. OF THE LAND DEVELOPMENT CODE OF THE CITY OF SANIBEL TO AMEND THE DEFINITIONS OF "RESTAURANT, GENERAL", AND "FAST FOOD RESTAURANT"; TO PROVIDE

A DEFINITION FOR "EATING PLACE" AND "FORMULA RESTAURANT"; AMENDING PARAGRAPHS (b), (c ) and (x) OF SUBSECTION 1. D.3.A. (3) TO PROHIBIT FORMULA RESTAURANTS IN THE CITY; AMENDING SUBSECTION 1.1.3.m BY ADDING A NEW PARAGRAPH (5) PROHIBITING FORMULA RESTAURANTS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT AND SERVERANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has undertaken to write a Vision Statement which reflects the public's desires to remain a small town community, remain unique through a development pattern which reflects the predominance of natural conditions and characteristics over human intrusions, and avoid "auto-urban" development influences; and

WHEREAS, the same characteristics which make Sanibel Island unique and desirable as a place in which to live and which to visit, place it in danger of losing its uniqueness and desirability; and

WHEREAS, one of the threats to Sanibel's uniqueness and natural relaxed atmosphere is the potential proliferation of "formula" restaurants; and

WHEREAS, such types of restaurants diminish the unique character of the island by offering standardization of architecture, interior design and decor, uniforms and the like; and

WHEREAS, such types of restaurants diminish the relaxed and serene pace of the island by service of fast food;  
and

WHEREAS, such types of restaurants are more likely to increase the traffic congestion on the already overcrowded streets; and

WHEREAS, such types of restaurants are more likely to increase litter, garbage and rubbish offsite;

NOW, THEREFORE, BE IT ORDAINED by the City Council of Sanibel, Lee County, Florida:

Section 1, Subsection 1.B. 2.c. of the Land Development Code of the City of Sanibel is hereby amended to read as follows:

Section 1.B.2 Definitions

(110) Formula restaurant. An eating place that is one of a chain or group of three (3) or more establishments and which satisfies at least two of the following three descriptions:

- a. it has the same or similar name, tradename, or trademark as others in the chain or group;
- b. it offers either of the following characteristics in a style which is distinctive to and standardized among the chain or group:
  1. exterior design or architecture;
  2. uniforms, except that a personal identification or simple logo will not render the clothing a uniform;
- c. it is a fast food restaurant.

Section 2. Section I.D.3. of the Land Development Code of the City of Sanibel is hereby amended to read as follows:

Section I.D.3. Permitted Uses, Required Conditions and Performance Standards; Commercial Districts.

i. Drive-up, drive-through or drive-in lanes with carry - out service windows shall not be permitted in or at any eating place, restaurant, food service operation or beverage or liquor store, and

ii. Formula restaurants shall not be permitted in this, or any, district of the city,

Nothing in this section or any other provision of this land development code shall be construed to allow formula restaurants.

This ordinance shall take effect immediately upon adoption.

DULY PASSED AND ENACTED by the Council of the City of Sanibel, Lee County, Florida, this 17th date of September, 1996.

4) Kirk Richenberg:

Mr. Richenberg stated he is also unhappy with the time limit this evening. Mr. Richenberg asked several budget related questions pertaining to the County ambulance and budgeted funds.

Q-The ARPA relief money, how do we receive this?

Supervisor Deming answered when we spend the \$164,000 of ARPA relief funding (American Rescue Plan Act), we can receive an additional \$164,000.

Mr. Richenberg discussed additional budget questions which Supervisor Deming clarified.

Mr. Richenberg stated that we are in unprecedented times and feels the Town should be using this money so the taxpayers don't have to.

Q-Have we hired a highway employee yet?

Supervisor Deming replied that this discussion will take place later in the meeting.

Q-What is the status of York Road West Water?

Supervisor Deming stated that at the bid opening on November 4<sup>th</sup>, we received one bid, (Core & Main). They bid the project in two ways: Base Bid A- was for the 6 inch (\$107,796.40) and Base Bid B was strictly for the 2 inch (\$26,725.00). Mr. Deming commented that the 6-inch bid was much higher than expected so the Town will not participate with the upgrade from 2 inch to 6 inch. John Morgan explained to the Board that with the prices given, the residents in the York Road West area will be putting in the 2-inch line themselves.

Q/Comment: I see that Rt 20 Water is on the agenda this evening, that district was adopted but the laws was not followed. Non- service area is on this and you need to make sure all laws are being followed.

Q-At the August 10<sup>th</sup> meeting, the Town Attorney stated there were discussions with the Travel Center, how are the attorney fees paid/separated?

Supervisor Deming answered that all fees from Mr. Campbell are separated out for all projects; solar, Travel Center etc.

Q-I recently received a Pavilion School District newsletter outlining upcoming projects which they are trying to make the residents aware of. This might be a good way to let the taxpayers know what projects the Town is working on.

5)Henry Fuller:

At the last meeting, Mr. VanRy spoke to the Town Board and Mr. Fuller feels the Board was not respectful to him. Mr. Fuller stated in his opinion the Town Board has already made up their mind on this project.

Supervisor Deming stated he does not believe the Board was disrespectful and added that this Board has not rendered a decision on the project.

Q/Comment: At the Oct 12<sup>th</sup> meeting you made statements at the end regarding the dump. You should tell the people at the Recycling Center to get their facts right.

Supervisor Deming stated that a comment was made inside the Recycling Center where an attendant heard it and he was upset about the accusation.

Mr. Fuller commented that people have a right to say whatever they want.

Supervisor Deming answered that people do have a right of speech but should be accurate with the details. Mr. Deming added that Mr. Fuller feels the Town Board was disrespectful but after a number of town meetings, Mr. Fuller has left the building cursing or flipping people off, that is disrespectful.

#### 6) Donna Walker:

Donna Walker, resident of York.

I would like to share a few thoughts before the November 16 Public Hearing that will consider amending York's zoning ordinance to allow for drive through facilities with amplified audio visual systems on properties contiguous to residential properties.

First, town government has a duty to represent the wishes of the people. I know a primary goal of having the public hearing is to determine the wishes of the people of the Town of York.

But I would remind you that in addition to representing the wishes of the people, it is the duty of government to protect the rights of people - all people — not just the loud people or the visible people or the powerful people. One of the tenets of our government is that the wishes of the many or the powerful cannot take away the rights of the few.

To that end, I ask you to secure an independent Parliamentarian to preside at the public hearing - someone who can focus on running the meeting while the board focuses on listening to people. This would help to make sure that all sides of the discussion are presented and that quiet voices are given a chance to be heard.

Finally, I urge the board to consider voting by sealed ballot when you have finished your deliberation. Throughout this spring and summer I have witnessed attempts at bullying and intimidation that lead me to believe that privacy may be necessary to allow board members to vote their conscience.

Thank you.

Donna Walker

[dlw2@cornell.edu](mailto:dlw2@cornell.edu)

#### 7) Davies Nagel:

Mr. Nagel stated he will rescind his request to speak this evening.

8)Karen Meeker:

Mrs. Meeker expressed to the Board the ongoing water issues she is experiencing at her residence on Piffard Circle. Mrs. Meeker stated with grading of the area and rainy weather conditions, it has created additional issues for the neighborhood especially her property with water in her basement, If the Town was able to clean culverts, and maintain ditches and catch basins there may be a resolve for her water issues. Mrs. Meeker hopes the Highway or Water Department can assist her.

Mr. Worden replied that the culvert under the road is the Town's responsibility and we do maintain the culvert. A great deal of water is coming from the Greenway, which is not our jurisdiction, that is NYS Parks and Recreation.

Mrs. Meeker commented that so much water flows onto her property, saturating her lawn and ultimately ends up in her basement. There is so much run off that there is standing water all of the time and with the heavy rains, it is much worse. Mrs. Meeker asked Mr. Worden if the Town could put a ditch in the front and back of the property. Mr. Worden replied tht we can extend the ditch in front but will have to review the back area. Mr. Worden will be in touch for onsite verification.

#### **HIGHWAY:**

Mr. Worden reported the following for the Highway Department:

- Paved Chestnut Street
- Wedged Craig Road and patched necessary roadside holes throughout the town
- Trucks have been winterized for the upcoming season

Mr. Worden stated that we received an application for the Highway MEO position. The applicant resides in the Town of Caledonia and previously worked for the Caledonia Highway Department so he is familiar with what we would be expecting, and we also received a good recommendation from the Highway Supt. for Mr. Pike.

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to hire John Pike for the York Highway Department MEO position. Voted on and approved, Yes-4, No-0.

#### **WATER/SEWER:**

Mr. Worden reported the following for the Water & Sewer Department:

- We experienced a substantial rain event, receiving over 5" at the Sewer Treatment Plant for several hours, pump had to work hard to keep up.
- Sewer Specialties conducted the review(video) of the lines in Retsof. We might have collapsed sites that need more immediate attention.



**OLD BUSINESS:**

1) Boy Scout Lawsuit:

Attorney Campbell updated the Board on the Van Allen Spring (Boy Scout) Lawsuit. Mr. Campbell reported that the matter went before the Supreme Court in Genesee County on the motion for Leave to Amend the Complaint. Based on the papers submitted, it reflected that the Town of York was not a sponsoring partner of the Boy Scouts at the stated time allowing the Court to approve amending the complaint. The cost incurred to defend this lawsuit cost the town \$6,000.00.

**NEW BUSINESS:**

1) Inter-Municipal Agreement:

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose to extend the terms of the Intermunicipal Agreement for machinery, tools, equipment and service sharing for an additional term of one (1) year, commencing January 1, 2022 and expiring on December 31, 2022. Voted on and approved, Yes—4, No—0.

2) Flats Road Pump Station Resolutions:

a) SEQRA

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to approve the following, which is a Type II action:

RESOLUTION: CLASSIFYING THE FLATS ROAD PUMP STATION IMPROVEMENTS AS A TYPE II ACTION

**Council Member Parnell presented the following resolution and moved that it be adopted, and it was seconded by Council Member Rose:**

BE IT RESOLVED BY THE BOARD OF THE TOWN OF YORK AS FOLLOWS:

WHEREAS, the Town of York Board (“Town”) has determined that it is appropriate to apply for grant funding to assist in the financing of the various capital improvement projects; and

WHEREAS, the capital improvements, known as the (“Project”), being considered includes improvements to the existing Flats Road Water Booster Pump Station; and

WHEREAS, pursuant to the requirements of the State Environmental Quality Review Act (“SEQRA”), the Town must consider pursuant to criteria set forth in SEQRA the environmental implications of the Project; and

WHEREAS, certain actions are classified under SEQRA as Type II actions; and

WHEREAS, Type II actions are those actions, or classes of actions, which have been found categorically to not have significant adverse impacts on the environment, or actions that have been statutorily exempted from SEQRA review, and Type II actions do not require preparation of an Environmental Assessment Form, a negative or positive declaration, or an Environmental Impact Statement; and

WHEREAS, Type II actions do not require any further SEQRA review; and

WHEREAS, the Town has considered under SEQRA the environmental impact of which will be separately considered, and finds that each of the actions meets the requirement for a Type II action; and

WHEREAS, pursuant to 6 NYCRR Section 617.5 (c), the Project is determined to be Type II actions

because they involve the following requiring no further review by the Town:

617.5 (c) (1) maintenance or repair involving no substantial changes in an existing structure or facility;

617.5 (c) (2) replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4;

617.5 (c) (5) street openings and right-of-way openings for the purpose of repair or maintenance of existing utility facilities;

617.5 (c) (7) construction or expansion of a primary or accessory/appurtenant, nonresidential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities;

617.5 (c) (11) extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions or in connection with any action on this list ;

NOW THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF YORK, NEW YORK AS FOLLOWS:

1. The Project discussed above hereby is determined to constitute SEQRA Type II Actions as defined under said regulation and do not require an environmental impact statement or any other determination or procedure.

This resolution shall take effect immediately.

Voted on and approved, Yes-4, No-0, Absent-I, Amos Smith

**b) Municipal Solutions proposal:**

RESOLUTION offered by Mr. Rose and seconded by Mr. Gates to approve the proposal submitted by Municipal Solutions Inc. in connection with the Town of York's proposed Flats Road Pump station project, in the amount not to exceed, \$2,500.00. Voted on and approved, Yes-4, No-0.

\*Supervisor Deming stated Municipal Solutions proposal is for submission of an application for a Water Improvement Grant in the amount of \$300,000.00.

**c) CPL Proposal:**

RESOLUTION offered by Mr. Rose and seconded by Mrs. Parnell to approve the proposal submitted by CPL for engineering services related to the improvement to the Flats Road Water Booster Pump Station, in the amount of \$42,400.00. Voted on and approved, Yes-4, No-0.

**d) WIA Grant:**

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose:

**RESOLUTION WITH REFERENCE TO THE PROPOSED  
TOWN OF YORK, LIVINGSTON COUNTY, NY  
FLATS ROAD PUMP STATION IMPROVEMENTS**

**RESOLUTION offered by Councilwoman Parnell and seconded by Councilman Rose for the following:**

WHEREAS, the Town of York engaged CPL to complete an engineering report for the improvements to the Flat Road Water Pump Stations; and;

WHEREAS, affordability for Town residents and property owners is a significant concern in advancement of the proposed project; and;

WHEREAS, the Town is eligible for Water Infrastructure Improvement Act (WIIA) funding and must now submit a competitive application to obtain WIIA funding.

NOW, THEREFORE, be it RESOLVED as follows:

1. The Town Board authorizes Municipal Solutions, Inc. to prepare an application for Water Infrastructure Improvement Act grant funds from the NYS Environmental Facilities Corporation (EFC).
2. The Town Board authorizes Supervisor Gerald Deming and Christine Harris in her role as Town Clerk to execute the application for Water Infrastructure Improvement Act grant funds from the NYS Environmental Facilities Corporation (EFC).
3. This resolution shall take effect immediately.

Dated: November 9, 2021

Voted on and approved, Yes-4, No-0, Absent-1, Amos Smith

**CERTIFICATE OF RECORDING OFFICER**

The attached Resolution is a true and correct copy of a resolution authorizing the execution of an application by Supervisor Gerald Deming and Town Clerk Christine Harris for WIIA grant funds, as regularly adopted at a legally convened meeting of the Town Board of the Town of York held on November 9, 2021; and further that such Resolution has been fully recorded in the book of Minutes of the Town of York Town Board in my office. In witness whereof, I have here unto set my hand at this 9th day of November, 2021.

*Christine M. Harris*

Christine Harris,

Town Clerk

e) Local Share Contribution:  
RESOLUTION offered by Mr. Rose and seconded by Mrs. Parnell:

TOWN BOARD  
TOWN OF YORK  
COUNTY OF LIVINGSTON

RESOLUTION

At a regular meeting of the Town Board of the Town of York, Livingston County, State of New York, held at the York Town Hall on the 9th day of November, 2021.

AUTHORIZING AN APPLICATION FOR NYS WATER INFRASTRUCTURE IMPROVEMENT ACT (WIIA) GRANT FUNDING FOR THE TOWN OF YORK CONSOLIDATED WATER DISTRICTS FLATS ROAD PUMP STATION WATER PROJECT AND COMMITTING AVAILABLE FUNDS OF THE TOWN TO FINANCE THE NON-WIIA GRANT FINANCED SHARE OF THE TOWN'S PROJECT

WHEREAS, the Town of York Consolidated Water District ("Consolidated District") is responsible for the collection, filtration and transmission of public drinking water within the Consolidated District; and

WHEREAS, the Town's Engineer has identified a need to replace one of the Consolidated District's existing 35-42 year old water delivery pump stations to properly modernize and size the pump for current operational needs and promote energy conservation ("Flat Road Pump Station Water Project"); and

WHEREAS, the New York State Environmental Facilities Corporation (NYS EFC) provides grant funding to assist municipalities with water quality infrastructure projects that protect and improve water quality and protect public health; and

WHEREAS, the Town Board, on behalf of the Consolidated District, has authorized an application for funding for the Flat Road Pump Station Water Project under the NYS EFC Water Infrastructure Improvement Act (WIIA) Grant Program, which would secure fiscal year 2022 funding assistance in the amount up to 60% of the total project cost (grant estimated to be \$300,000) to assist the Town in offsetting the total estimated project cost of \$500,000; and

WHEREAS, the non-grant portion of the project would be funded with municipal contributions of a \$200,000 local project share (\$100,000 ARPA funds and \$100,000 to be made from available water capital reserve funds of the Consolidated District); and

WHEREAS, applications for the foregoing grant program are due on November 22, 2022.

NOW, THEREFORE, upon motion by Councilman Rose and seconded by Councilwoman Parnell, it is hereby:

RESOLVED, That the Town Supervisor (or approved representative), on behalf of the Consolidated District, is authorized to submit a Town of York WIIA Water Grant application to the NYS Environmental Facilities Corporation in the amount up to \$300,000 to offset the project's total estimated project cost of \$500,000; and be it further

RESOLVED, that upon award notification, that the Town Supervisor, or approved representative, is authorized to

execute the grant assistance contract, submit project documentation, and otherwise act on all matters related to the project and state assistance; and be it further

RESOLVED, that the Town Supervisor is authorized to create a capital expense account and recognize WIIA grant revenue received and to transfer up to \$200,000 of the Town/Consolidated District's available funds as described above to the project's capital fund account and to appropriate said funds as the Town/Consolidated District's local share of the Flat Road Pump Station capital project budget, and be it further

RESOLVED, that this resolution shall take effect immediately upon its adoption.

**DATED: November 9, 2021**

**VOTE OF THE BOARD:**

Gerald Deming, Supervisor	Aye
Lynn Parnell	Aye
Norman Gates	Aye
Frank Rose Jr.	Aye
Amos Smith	Absent

BY ORDER OF THE TOWN BOARD

Christine M. Harris,

Town Clerk

**3) Exploratory Drilling: (Various projects)**

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates to approve the proposal for subsurface soil boring exploration for Piffard Circle Water Main Improvements, Retsof Sewer District, WWTF UV Disinfection and Route 20 Water Main Extension to SJB Services, Inc. in the amount of \$11,100.00. Voted on and approved, Yes-4, No-0.

\*We received a total of 3 quotes for the project locations

	<u>Foundation Design</u>	<u>NW Contracting</u>	<u>SJB</u>
Piffard Circle:	\$2,145	\$2,000	\$1,760
Retsof Sewer Project:	\$6,225	\$3,550	\$2,965
WWTP UV Dis. Project	\$3,275	\$2,175	\$1,682
Rt. 20 Water Main Extension:	<u>\$9,450</u>	<u>\$13,255</u>	<u>\$4,693</u>
<b>TOTALS:</b>	<b>\$21,095</b>	<b>\$20,980</b>	<b>\$11,100</b>

4)Piffard Circle:

a) Piping Quotes:

Supervisor Deming stated that three quotes were received for 620' of 6" DR-14 piping for Piffard Circle Water Main Improvements:

Lock City Supply	\$10,025.40
Core & Main	\$ 9,182.20
Blair Supply	\$11,358.40

CPL recommends awarding the bid to Core & Main.

RESOLUTION offered by Mr. Rose and seconded by Mrs. Parnell to approve the quote submitted by Core & Main in the amount of \$9,182.20 for Piffard Circle Water main improvements project. Voted on and approved, Yes-4, No-0.

b) Authorization to Bid:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose authorizing CPL permission to go to bid on behalf of the Town of York for the Piffard Circle Water Main improvements project. Voted on and approved, Yes-4, No-0.

5) Rt. 20 Water:

a) Lateral Restriction- Ag District parcels

RESOLUTION offered by Mr. Rose and seconded by Mrs. Parnell to approve the following:

RESOLUTION offered by Councilman Rose and seconded by Councilwoman Parnell to approve the following:

### **Lateral Restriction - Conditions on Future Service**

The Town of York imposes the following conditions, as warranted or recommended on the management of water/sewer lines located within NYS Route 20 Extension to the Consolidated Water district along Telephone Road (between Main Street and Beyond Casey Road), McPherson Road, Macintyre Road, within an agricultural district:

- (1) The only land and/or structures which will be allowed to connect to the proposed waterline or sewer within an agricultural district will be existing structures at the time of construction, further agricultural structure, and land and structures that have already been approved for development by the local governing body prior to the filing of the Final Notice of Intent by the municipality.

Land and structures that have been approved for development refer to those properties/structures that have been brought before a local governing body where approval (e.g., subdivision, site plan, and special permit) is needed to move forward with project plans and the

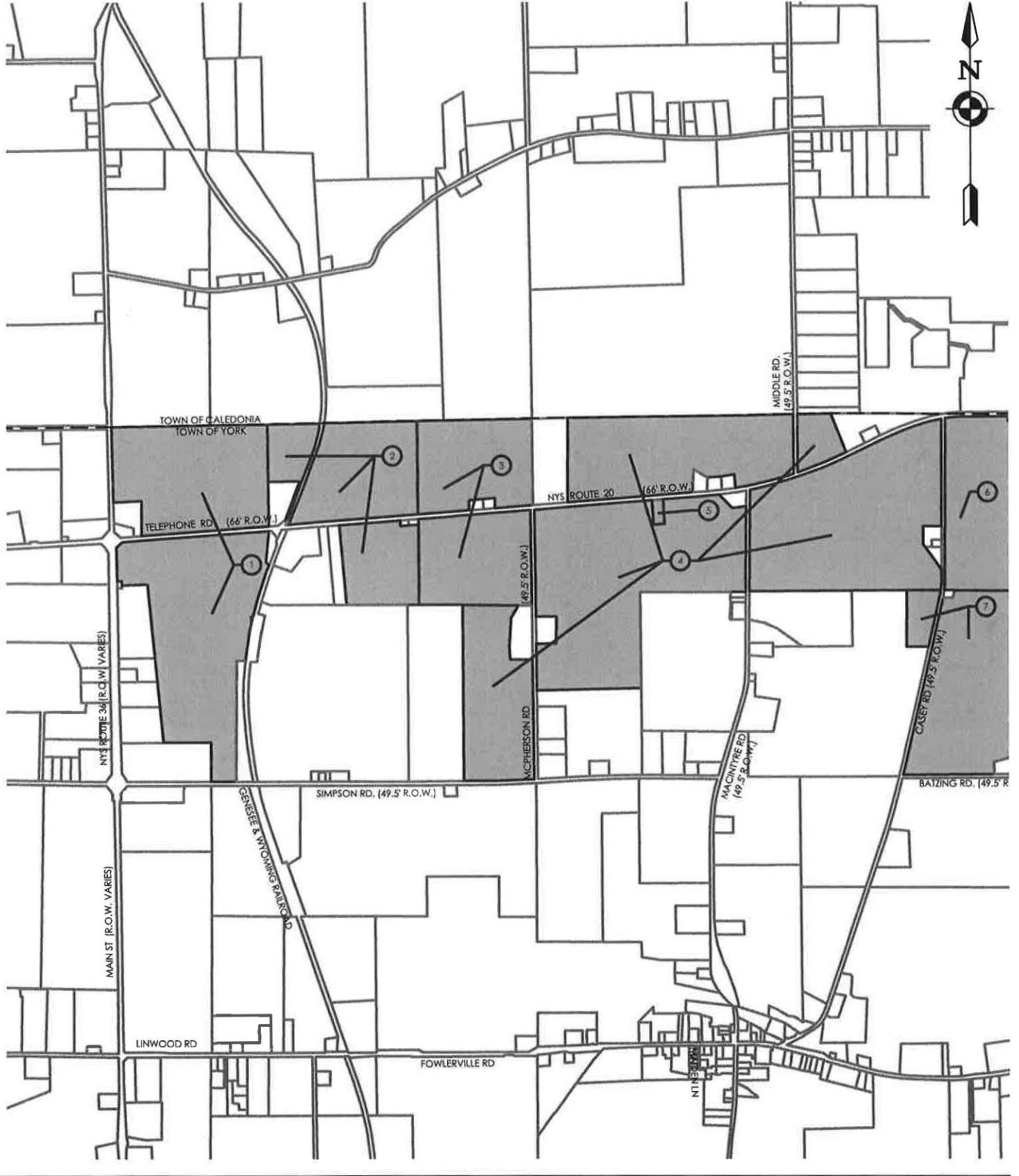
governing body has approved the action. If no local approval is required for the subdivision of land and/or the construction of structures, the municipality accepts the limitation under Public Health Law §1115 that defines a "subdivision," in part, as "any tract of land which is divided into five or more parcels." Water and/or sewer service will not be extended to the fifth and subsequent parcels where no local approval is required and the land is located within a county adopted, State certified agricultural district.

- (2) If a significant hardship can be shown by an existing resident, the lateral restriction to the resident's property may be removed by the municipality upon approval by the Department. It is the responsibility of the resident landowner to demonstrate that a hardship exists relative to his or her existing water supply or septic system and clearly demonstrate the need for public water or sewer service. The municipality shall develop a hardship application to be filed with the municipality, approved by the County Department of Health, and agreed to by the Department of Agriculture and Markets.
- (3) If it can be demonstrated to the Department's satisfaction that the landowner requested the county to remove his or her land from an agricultural district at the time of district review and the county legislative body refused to do so, lateral restrictions may be removed by the municipality if the Department determines that the removal of the restriction for the subject parcel(s) would not have an unreasonably adverse effect on the agricultural district.
- (4) If land is removed from a county adopted, State certified agricultural district and the district has been reviewed by the county legislative body and certified by the Commissioner for modification, lateral restrictions imposed by the municipality are no longer in effect for the parcels of land that have been removed from the agricultural district.

Voted on and approved, Yes- 4, No-O.

Town of York  
Route 20 Water Main Extension  
Agricultural District Parcels

LIVINGSTON COUNTY								
LOT NUMBER	TAX ID	OWNER NAME	MAILING ADDRESS	PARCEL ADDRESS	PARCEL ACRES	PARCEL USE (Property)	AFFECTED BY PROPOSED WATER IMPROVEMENTS	FRONTAGE AT WATER MAIN (IF)
1	31.-1-14.21	Stein Hubert W & Sons	2494 DeNoon Rd Caledonia, NY 14423	2828 Telephone Rd	192.20	112	NO	3744
2	31.-1-18.11	Seifert, Thomas M.	2981 Telephone Rd Caledonia, NY 14423	2981 Telephone Rd	98.80	120	NO	2870
3	31-1-19	Lawnel land Company, LLC,	2413 Craig Rd Piffard, 14533	2940 Telephone Rd	99.10	105	NO	4758
4	31.-1-29.113	Awid Farms Inc,	3236 Telephone Rd Caledonia, NY14423	3236 Telephone Rd	411.00	241	NO	17681
5	31-1-28	Deuel, David S.	3236 Telephone Rd Caledonia, NY 14423	3236 Telephone Rd	1.40	210	NO	177
6	32-1-8.1	Korth, William C.	1638 McVean Rd Caledonia, NY 14423	3608 Telephone Rd	121.00	120	NO	3060
7	32.-1-10.1	Kennedy, James W.III	1661 Casey Rd Caledonia, NY 14423	1661 Casev Rd	106.80	120	NO	3684
Total Acres = 1030.30								





b) Authorization to RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose authorizing CPL permission to go to bid on behalf of the Town of York, for NYS Route 20 Extension to the Consolidated Water District. Voted on and approved, Yes-4, No-0.

6) Anderson Road water project

a) Remaining Grant Funds

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates to approve purchase of the following items with the remaining grant funds (roughly \$85,000) from the Anderson Road water project. Voted on and approved, Yes-4, No-0.

Town of York - Consolidated Water District Anderson Road Extension					
Additional Appertence expenditures for remainig grant funds.					
ITEM #	Description	Units	Qty Total	Total Price	Price (est.)
<i>Priority Items</i>					
1	Computers	EA	3	\$ 5,100	\$ 1,700
2	Printer	EA	1	\$ 300	\$ 300
3	Plug Hug (Hydrant Maintenance tool)	EA	1	\$ 15,500	\$ 15,500
4	72" Rockhound Landscape Rake (Bobcat 6B)	EA	1	\$ 8,000	\$ 8,000
5	Quote for Meter Reading equipment [(3) smart guns, (1) Interogator, Dock station, Software]	EA	1	\$ 16,310	\$ 16,310
6	5/8"x3/4" iPERL Smart Water Meters (1 Case)	EA	8	\$ 1,169	\$ 146
7	6-Inch ROSS PRV Valve rebuild kit	EA	1	\$ 2,000	\$ 2,000
8	Chlorine Monitor and Injection Equipment	EA	1	\$ 10,000	\$ 10,000
9	Chlorine Building Improvement (floor, HVAC, Electrical Service)	EA	1	\$ 10,000	\$ 10,000
10	Dog house manhole for Chlorine injection point	EA	1	\$ 7,000	\$ 7,000
<b>SUB TOTAL</b>				\$ 75,379	
<i>Secondary Items</i>					
11	Tracer Wire, 500-Foot Roll of 10 Gauge Plastic Coated Solid Copper, Blue Coating	EA	1	\$ 100	\$ 100
12	5 1/2-Inch Diameter SlideType Valve Box, Lids Marked "WATER"	EA	1	\$ 186	\$ 186
13	6-Inch DR-14 PVC AWWA C900 Water Main, Current Production Year	LF	20	\$ 300	\$ 15
14	6-Inch Mueller 2362 Gate Valve, Open Left, Current Production Year	EA	1	\$ 755	\$ 755
15	6-Inch ROMAC Alpha restrained Coupling	EA	1	\$ 1,000	\$ 1,000
16	6-Inch MJ 45 - Degree Bend	EA	1	\$ 108	\$ 108
17	6-Inch MJ 22.5 - Degree Bend	EA	1	\$ 108	\$ 108
18	6-Inch MJ 90 - Degree Bend	EA	1	\$ 108	\$ 108
19	6-Inch x 6-Inch MJ Tee	EA	1	\$ 189	\$ 189
20	6-Inch Solid Sleeve	EA	1	\$ 120	\$ 120
21	6-Inch MJ 2" tapped Flange Plug	EA	1	\$ 100	\$ 100
22	6-Inch x 1-Inch Service Saddle For PVC	EA	2	\$ 200	\$ 100
23	8" DR-14 PVC AWWA C900 Water Main, Current Production Year	LF	20	\$ 400	\$ 20
24	8-Inch ROMAC Apha restrained Coupling	EA	1	\$ 1,200	\$ 1,200
25	8-Inch MJ 45 - Degree Bend	EA	1	\$ 108	\$ 108
26	8-Inch MJ 22.5 - Degree Bend	EA	1	\$ 108	\$ 108
27	8-Inch MJ 90 - Degree Bend	EA	1	\$ 108	\$ 108
28	8-Inch x 8-Inch MJ Tee	EA	1	\$ 282	\$ 282
29	8-Inch Solid Sleeve	EA	1	\$ 170	\$ 170
30	8-Inch x 1-Inch Service Saddle For PVC	EA	1	\$ 100	\$ 100
31	8-Inch x 2-Inch Service Saddle For PVC	EA	1	\$ 150	\$ 150
32	1-Inch HDPE DR-9 Water Service Tubing, 200-psi CTS Polyethylene	LF	100	\$ 100	\$ 1
33	1-Inch Corp Stop	EA	1	\$ 70	\$ 70
34	1-Inch Curb Stop	EA	1	\$ 70	\$ 70
35	Curb Box with Stainless Steel Rod for 1" curb stop	EA	1	\$ 150	\$ 150
36	Curb Box with Stainless Steel Rod for 2" curb stop	EA	1	\$ 150	\$ 150
37	Portable Auto Flushers Eclipse #9700	EA	1	\$ 2,500	\$ 2,500
<b>SUB TOTAL</b>				\$ 8,940	
<b>GRAND TOTAL</b>				\$ 84,320	
<b>Approx. Grant funds Remaining</b>				\$ 85,000	

Supervisor Deming stated that he anticipated the Board meeting going longer into the evening based on the length of the agenda, and asked if Ms. Cummings or Mrs. Nagel wished to expand on their speaking privileges.

Mrs. Nagel asked if she will be hearing back from the Town Board on comments she made earlier in the evening. Supervisor Deming stated he will do his best to make contact.

Ms. Cummings asked how did the decision come about that a vote will be taken directly after the hearing?

Supervisor Deming replied that in previous hearings over the years, the Board has scheduled both the hearing and regular/special meeting thereafter. Even though a Special meeting has been scheduled, the board may or may not render a decision that night. Every person will have 2 minutes to speak at the hearing.

Mrs. Edmonds commented, with people speaking at the Public Hearing, 2 minutes may not be sufficient.

Supervisor Deming stated with the anticipated number of people attending the upcoming hearing we want to make sure all who wish to speak have the opportunity to do so.

Councilman Rose asked how we will know where people reside, will we ask for the name and address?

Supervisor Deming answered that we will require that they state their name and address for the record.

Mr. Geiger added that the Fire Department can hold up to 200 people, and the entrance for the meeting will be at the back of the fire hall.

Mrs. Edmonds asked if the residents will be required to wear a mask?

Supervisor Deming stated, due to the number of people expected at this meeting and the issue with social distancing, we would recommend that people wear a mask while in the fire hall, and will post that on the website.

Mr. Edmonds asked if the meeting will be placed on the sign in front of the Town Hall?

Councilman Gates stated he will put the notice on the main sign.

Mrs. Meeker asked for clarification regarding Piffard Circle.

Supervisor Deming stated that the Board approved purchase of the pipe this evening, along with authorization for CPL (Engineering Firm) to proceed with bidding of this project for labor purposes.

After no further discussion....

**ADJOURNMENT**

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to adjourn the Town Board meeting at 8:01 p.m. Voted on and approved, Yes-4, No-0.

Respectfully Submitted,  
*Christine M. Harris*, Clerk  
Christine M. Harris