

York Town Board Meeting  
July 12, 2007

Present: Council Members: William Hasler, Norman Gates and Lynn Parnell

Absent: Gerald Deming and David Sliker

Others: Norman Barrett (Senior Water & Sewage Tr. Pl. Op.) and George Worden Jr.  
(Highway Supt.)

Councilman Hasler opened the Town Board Meeting at 8:00 p.m.

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to approve the minutes of the June 28<sup>th</sup> Public Hearing and regular Town Board Meeting. Voted on and approved, Yes-3, No-0.

HIGHWAY

1) Brush cleanup:

Mr. Worden reported that the final cleanup day for brush pick up was today and has been completed. Residents took full advantage of the town cleanup and seemed quite pleased to rid themselves of the excess.

2) Mowing:

Mr. Worden informed the Board after reviewing of the town roadsides while mowing, he concluded that several roads within the town need to be mowed further back for maximum visibility. Several of our roads could be benefited by deeper mowing, in order to cut down on potential accidents. Mr. Worden stated the roads maintained by the State (Routes 20,36 & 63) are in dire need of roadside mowing and the State has been quite lax in those areas. Mr. Worden spoke with the State a few weeks ago about the matter and offered to have the town mow those routes, but was informed they would take care of their own routes.

3) State/County contract:

Mr. Worden informed the Board of the recent paperwork Town Clerk, Mrs. Harris received this morning from the Livingston County Highway Department. The County sent a contract for the extension of State snow and ice control for the 2008-2009 season. The contract specifies that each year the agreement may be extended for one additional year, three years hence, so that the agreement always covers the next three seasons. Mr. Worden stated that he and surrounding Highway Superintendents have discussed the rate of pay per lane mile with the County and expressed the need to re-evaluate the payment issue before renewing with them. Currently Livingston County pays each of the towns per lane mile \$ 3,400.00, while other counties receive \$ 5,500.00 per lane mile. Mr. Worden stated that he and the other Highway Superintendents hope to negotiate with the County more per mile before entering into another contract year with them. Mr. Worden also added that he hopes to be able to take over the state roads once again, if the state is willing to part with them.

4) Fuel Bid:

Mr. Worden reported to the Board after review and verification, he decided not to bid out the fuel this year and chose instead to go with the state bid price for fuel. The awarding of the bid will take place sometime in July.

WATER/SEWER

1) River crossing:

Mr. Barrett reported to the Board that he finally had good news regarding the river crossing project. As of last Friday, July 6<sup>th</sup>, Burrows Brothers was able to put the pipe completely across the river. The temporary hose has been rolled up, placed on the wagon and ready to be washed and then returned to the Mt. Morris Fire Department.

2) Hydrant issue:

Mr. Barrett stated that the water department repaired a hydrant yesterday at the corner of River Road and Route 63. The department noticed the hydrant was leaking, but had no idea once the repairs started everything else began to come apart as well, ultimately replacing more than was anticipated. Mr. Barrett added that the process was a lengthy one, but completed the job and will be on site in the morning to restore the lawn.

3) Restoration:

Mr. Barrett reported that the department completed the water and sewer taps on Retsof Road this week, and now have a bit of restoration work to finish up.

4) Water bids:

Mr. Barrett informed the Board that he met with Paul Chatfield this morning to discuss the plans for the upcoming water jobs, as bid by Chatfield Engineering.

After a great deal of discussion regarding what their bid actually covered in terms of services, Mr. Chatfield suggested Mr. Barrett review the bid once again and if he felt that they had not properly bid what was asked, the Town Board would have the opportunity to rectify the matter before any services had begun.

Mr. Barrett stated that Mr. Chatfield was understanding of the situation and stated which ever way the Board wishes to proceed he will be comfortable with their decision, whether it is to continue with them or to rescind the bid acceptance and go with Larsen Engineers.

Mr. Barrett stated that Chatfield's bid was \$ 7,500.00, but for only some aspects of the services, an additional \$ 4,500.00 (which was not listed in the bid) would be added if we plan to move forward. Mr. Barrett also stated that he received a telephone call from Timothy Rock of Larsen Engineers, informing him that Larsen's bid of \$ 6,000.00 had included the site plan, and hoped the Board would take that into consideration and perhaps re-think their decision.

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to rescind the resolution made at the June 28<sup>th</sup> Town Board Meeting awarding the engineering services bid to Chatfield Engineering, pending clearance with Mr. Chatfield. Voted on and approved, Yes-3, No-0.

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates to accept the bid submitted by Larsen Engineers for engineering services for the Town of York water projects at a cost not to exceed \$ 6,000.00, contingent upon clearance with Chatfield Engineering. Voted on and approved, Yes-3, No-0.

**NEW BUSINESS**

1) Immigration Meeting:

Councilman Gates reported that an Informational Meeting was held at the Town Hall on Monday July 9<sup>th</sup> to allow farmers and the local public the opportunity to ask questions of the United States Department of Homeland Security and U.S. Attorney’s office.

Mr. Gates stated that this issue has become heated over the last 6 months in our area when Federal agents came to Livingston County and arrested migrant workers on local farms, leaving them very shorthanded.

Council Member Parnell added that the farmers questioned the panel on what right does the government have to come onto their property without a search warrant, and why not notify the property owners prior to an arrest. The reply from Immigration was that they are “not in the business of notifying people ahead of time”, prior notice could create a risk to the officers, ultimately putting their lives in danger.

Mrs. Parnell stated that they discussed in great detail the difference between a search warrant and an arrest warrant. A search warrant allows officers to search a specific location for a specific object. An arrest warrant allows officers to find and arrest a person wherever they may be.

Council Members Gates and Parnell stated that Town Attorney, Mr. Cicoria was present at the meeting and further outlined the difference between the warrants and the legal obligation of the officers, and suggested to the farmers that they seek legal counsel to better understand the law.

2) Budget Transfers:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates to approve the following budget transfers:

**GENERAL FUND**

Transfer From:		<b>Unanticipated Revenue</b>	
	A3040	Real Property Tax Admin.	\$ 6,050.00
	A3060	Records Manage. Grant	\$ 6,150.00
	A3089	Vault Upgrade	\$ 1,538.00
	AUB	Unexpended Balance	\$ 9,262.00
		<b>TOTAL:</b>	<b>\$ 23,000.00</b>
Transfer To:	A1355.2	Assessor Equipment	\$ 30.00
	A1620.4	Buildings Contractual	\$ 10,000.00
	A1950.4	Taxes & Assess on Prop.	\$ 57.00
	A3660.4	School Attendance Officer	\$ 12,670.00

A7520.4	Historical Property Contr.	\$ 243.00
	<b>TOTAL:</b>	<b>\$ 23,000.00</b>

**HIGHWAY FUND**

Transfer From:		<b>Unanticipated Revenue</b>	
DA2680	Insurance Recoveries	\$ 660.00	
	<b>TOTAL:</b>	<b>\$ 660.00</b>	

Transfer To:	DA9008.8	Employ. Benefits- Bereave.	\$ 465.00
	DA9009.8	Employ. Benefits-Birthday	\$ 195.00
		<b>TOTAL:</b>	<b>\$ 660.00</b>

**CONSOLIDATED WATER**

Transfer From:		<b>Unanticipated Revenue</b>	
SW2140	Relevied Water Bills	\$ 2,214.00	
	<b>TOTAL:</b>	<b>\$ 2,214.00</b>	

Transfer To:	SW1990.4	Contingency	\$ 209.00
	SW8310.4	Admin. Contractual	\$ 250.00
	SW8320.2	Source of Supp. Equip.	\$ 580.00
	SW9050.8	Unemploy. Insurance	\$ 175.00
	SW9710.6	Bond Principal	\$ 1,000.00
		<b>TOTAL:</b>	<b>\$ 2,214.00</b>

**RETSOF SEWER DISTRICT**

Transfer From:	SS1990.4	Contingency	\$ 4,000.00
		<b>Unanticipated Revenue</b>	
	SS2120A	Relevied Sewer Bills	\$ 3,400.00
	SSUB	Unexpended Balance	\$ 1,318.00
		<b>TOTAL:</b>	<b>\$ 8,718.00</b>

Transfer To:	SS8130.4	Sewage Treat. &Dist.Contr.	\$ 7,500.00
	SS9010.8	State Retirement	\$ 1,193.00

SS9050.8	Unemployment Insurance	\$ 25.00
	<b>TOTAL:</b>	<b>\$ 8,718.00</b>

**SEWER DISTRICT #1**

Transfer From:	<b>Unanticipated Revenue</b>	
SS1-2120A	Relevied Sewer Bills	\$ 2,633.00
	<b>TOTAL:</b>	<b>\$ 2,633.00</b>

Transfer To:	SS1-1990.4	Contingency	\$ 7.00
	SS1-8110.4	Admin. Contractual	\$ 2,500.00
	SS1-9050.8	Unempl. Insurance	\$ 126.00
		<b>TOTAL:</b>	<b>\$ 2,633.00</b>

**SEWER DISTRICT #2**

Transfer From:	<b>Unanticipated Revenue</b>	
SS2-2120A	Relevied Sewer Bills	\$ 4,200.00
SS2-2401	Interest-CD	\$ 655.00
	<b>TOTAL:</b>	<b>\$ 4,855.00</b>

Transfer To:	SS2-1990.4	Contingency	\$ 2.00
	SS2-8110.4	Admin. Contractual	\$ 3,635.00
	SS2-9010.8	State Retirement	\$ 1,193.00
	SS2-9050.8	Unemply. Insurance	\$ 25.00
		<b>TOTAL:</b>	<b>\$ 4,855.00</b>

**CAPITAL FUND**

Transfer From:	<b>Unanticipated Revenue</b>	
H2401	Interest- CD	\$ 76.91
	<b>TOTAL:</b>	<b>\$ 76.91</b>

Transfer To:	H9950.8	Interfund Transfer	\$ 76.91
		<b>TOTAL:</b>	<b>\$ 76.91</b>

Voted on and approved, Yes-3, No-0.

3) Employee Handbook:

Town Clerk, Mrs. Harris informed the Board that the Water & Sewer Department employees and the Highway Department employees have now each received a copy of the proposed Town of York Employee Handbook for review and comments.

BILLS

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to approve all claims brought before the Board. Voted on and approved, Yes-3, No-0.

Retsof Sewer District	# 75-77	\$ 874.80
York Sewer District #1	# 29-31	\$ 1,964.53
Consolidated Water	# 139-151	\$ 5,000.44
Street Lights	# 7	\$ 1,452.14
General Fund Claim	# 220-231	\$ 5,218.50
Youth Fund Claim	# 14-16	\$ 1,862.05
Highway Fund Claim	# 109-121	\$ 22,675.06

ADJOURNMENT

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to adjourn the Town Board Meeting until July 26<sup>th</sup>. Voted on and approved, Yes-3, No-0.

Town Board Meeting closed at 8:55 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk