

York Town Board Meeting
August 14, 2008

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

Absent: None

Others: Norman Barrett (Senior Water & Sewage Tr. Pl. Op.), George Worden Jr. (Highway Supt.) and David Boyce (Town Insurance Agent, Tompkins Insurance Agencies)

Supervisor Deming opened the Town Board Meeting at 7:35 p.m.

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose to approve the minutes of the July 24th Special Meeting and Regular Town Board Meeting. Voted on and approved, Yes-5, No-0.

HIGHWAY

Mr. Worden reported that the Highway Department has been wedging roadside on Wallace Road recently, and will be ready for oil and stoning shortly.

Mr. Worden also stated that he and his department have been hauling stone for the County. Mr. Deming asked if the stone had been hauled from our gravel pit, which Mr. Worden replied it had not, the County purchased the gravel this time from the Town of Groveland.

WATER/SEWER

1) Spirogester Pump:

Mr. Barrett informed the Board that our current pump in the spirogester runs every day for 24 minutes (one minute per hour), and continues to incur pump issues. The first pump we purchased lasted one year, the second one installed has now lasted roughly two years, and we are now in the process of seeking a third pump. Mr. Barrett stated he located online a quote from Gehring Pumps for one BJM submersible pump, which should last much longer than the previous two. The quote given was \$ 2,450.00 and delivery time was set for 3-4 weeks. Mr. Barrett stressed the importance of ordering this pump in a timely manner due to the fact that this is a critical part in the spirogester and can not run smoothly without it.

After a short discussion the Board agreed to authorize Mr. Barrett permission to purchase (1) BJM submersible pump in 316 stainless steel construction, complete with 1 HP, 208 volt, 3 phase, 3450 RPM submersible motor, 2" NPT discharge and 33' power cord.

2) Mike VanGelder:

Mr. Barrett reported that an incident occurred at Mr. VanGelder's property at the corner of Retsof Road and Route 63. Mr. VanGelder had dug on his property just in front of the ditch, when he accidentally hit the top of the sewer pipe, releasing the top portion only. Mr. Barrett assured the Board that the situation in no way compromised our system and did not release any sewage to the ground. Mr. Barrett stated once we were aware of the matter the Water & Sewer Department crew immediately fixed the line and stated that it was not an issue.

3) Invitation to Bid:

RESOLUTION offered by Mr. Deuel and seconded by Mr. Rose authorizing Mr. Barrett permission to prepare the Invitation to Bid documents for the materials for the Retsof Road Water Project. Voted on and approved, Yes-5, No-0.

4) Lawnel Farms:

Mr. Barrett updated the Board on the water tap issue for Lawnel Farms on Craig Road (East). Mr. Barrett reported that the additional tap has been completed and the Water Department might be able to clean up and topsoil tomorrow or Monday, allowing the area to dry up a bit.

OLD BUSINESS

1) Zoning Public Hearing:

Supervisor Deming reminded the Board of the upcoming Public Hearing scheduled for the Zoning Revisions. The hearing is slated for Tuesday, August 26th at 7:00 p.m. at the Town Hall.

NEW BUSINESS

1) Water Tap Application:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates to approve the Water Tap Application submitted by Brad Zambito for property located at 2439 York Road West, in the amount of \$ 1,500.00. Voted on and approved, Yes-5, No-0.

2) Farmland Protection meeting:

Councilman Deuel informed the Board of two additional meetings. In addition to the scheduled meeting on August 27th with the Farmland and Open Space Preservation Committee, a second date has also been secured for Wednesday, October 15th at 7:00 p.m. Mr. Deuel also informed the members of an upcoming meeting at Ithaca University on September 10th pertaining to renewable bio fuels. Mr. Deuel stated he will continue to keep the Board abreast of all discussions.

3) Leicester water:

Supervisor Deming, Council Member Parnell and Senior Water & Sewage Treatment Plant Operator, Mr. Barrett attended a meeting last week with the Town and Village of Leicester to discuss the possibility of purchasing water from the Town of York.

Mr. Deming stated he had the opportunity to speak with the Village of Geneseo Mayor, Richard Hatheway about the recent meeting and asked if he thought the Village might have any issues with the Town or specifically our current contract regarding this

situation. Mr. Hatheway indicated he did not foresee any issue with his Board, and reiterated that the Town of York does not use even close to our allotment of water, which would have been the only stumbling block.

Supervisor Deming stated after speaking with Mayor Hatheway about the possible venture, he would like to hear the Board's thoughts on the subject, do we want to pursue this undertaking as a supplier or would the Board prefer to opt out. Mr. Barrett shared with the Board the need to work through numerous agencies for the potential project (Dept. of Health, Dept. of Environmental Conservation and other approvals), but stated he would certainly make it work if the Board wishes to do so.

The Board agreed to pursue the subject and stated if all goes well the fees we would be charging Leicester could be used to further other water projects here in the Town of York.

4) Shared Services Grant Luncheon:

Mr. Deming informed the Board of the upcoming Shared Services Equipment Grant luncheon at the York Town Hall. The gathering will include the Towns of Avon, Mt. Morris, Leicester, Caledonia (Village as well) and York.

Many of our State Representatives will also be in attendance for a small presentation, Senators Cathy Young and Dale Volker, Assemblymen Dan Burling and Joe Errigo. The luncheon has been slated for Friday, August 29th at 10:30 a.m.

5) Sam Swearingen:

Mr. Barrett reported to the Board that he spoke with Zoning & Code Officer, Carl Peter today about a water issue on River & Chandler Roads. Mr. Peter stated that Leicester resident Sam Swearingen is in the process of having the BOCES students build a home for his son on River Road roughly 5/10 of a mile before the York line, and noticed that Mr. Swearingen tried to tie into the 1 inch line that currently feeds his barn, to the new structure. Mr. Peter contacted Mr. Barrett to make him aware of the attempted connection in order to rectify the issue before further construction continues because we are unable to allow service across town lines. Mr. Barrett added, after receiving the call he did view the site. He verified that the Town took out the meter pit two years ago on Chandler Road, leaving some copper piping to service Mr. Swearingen's pastures on Chandler and River Roads if he decides to at a later date.

Mr. Barrett stated that the 1 inch copper line that still exists on Chandler Road could still be used by Mr. Swearingen, but questioned how much water he would actually get if he re-activated it. Before Mr. Swearingen could re-connect he would first need to install a new meter pit with a backflow prevention device because as stated earlier, the old one was removed two years ago when the Water Department made repairs at the corner of Chandler & Retsof Roads.

Supervisor Deming stated that the Board will continue this discussion further when Mr. Swearingen is present to review the matter in hopes of a resolution.

6) Insurance Renewal:

Mr. Boyce came this evening to discuss with the Board the Town of York's insurance coverage with Tompkins Insurance Agencies. Mr. Boyce gave a brief overview of coverage for the past five years with Selective, noting that our premiums have remained

constant throughout. Mr. Boyce reviewed the 2008-2009 policy completely outlining each coverage and the fees incurred with them. Even though coverage has been increased, costs have actually decreased, which he is pleased to present to the Board. Mr. Boyce stated over a two year period our premiums have been reduced roughly 11%, and presented the total premium for the upcoming year at \$ 32,650.00 (\$ 1,572.00 less than last year).

Supervisor Deming asked Mr. Boyce his opinion on two potential insurance issues. We currently do not require renters of the Town Hall to produce a form of insurance prior to their rental date, and asked if we should follow through and do so. Mr. Boyce stated in most cases the average renter will not be able to give us an insurance certificate because their coverage is limited to their home (homeowner's policy) and would not cover rental of the Town Hall. Mr. Boyce suggested that the organizations that use the hall for free should fill out a document at least making them responsible for their actions. The second issue to be discussed is the current "rental" situation with Ralph Flynn for his backhoe. At this time the Town of York has a verbal lease with Mr. Flynn for use of his equipment. It is housed at the Sewage Treatment Plant and we pay based on the number of hours on the machine. Mr. Flynn performs all maintenance, renews yearly paperwork and insurance. Mr. Boyce stated under these conditions Mr. Flynn is accepting all obligation and liability, and suggested that the Town prepare a written lease agreement in order to outline coverage and responsibilities.

Mr. Barrett stated he would contact Mr. Flynn to get the lease agreement started.

7) Election Inspectors:

Supervisor Deming reported that the Board of Supervisors met yesterday with Susan Guenther and Jerry Smith of the Board of Elections to discuss the new voting machines and procedures. Mr. Deming stated that the upcoming changes will incur a severe increase in the Election Board budget, to the tune of \$ 100,000.00 more for quarterly testing and new personnel. Mr. Deming stated that the Board of Supervisors were shocked at the proposed quote and voiced their concern on what this means for the individual towns and villages. The main question that needs to be addressed is how the Board of Elections will be paying for these changes: by charging the towns/villages based on their residents or by totaling the number of voters throughout the County and placing a figure on the yearly County & Town tax bill.

The Board agreed that the procedure they will support will be the option based on the number of voters in each township, the other option would be much too expensive. Supervisor Deming stated he will continue to keep the Board informed on this matter.

8) County Snow & Ice Rate:

Supervisor Deming stated that the County Snow & Ice rate is currently at \$3,800 per mile, and is going to be increased to \$ 3,900 and possibly raised further to \$ 4,100 per mile effective January 1st, 2009. The Board and Highway Superintendent, Mr. Worden agreed we should begin to focus on assisting the County during the winter months more so than the summer months because the jobs are getting fewer at that time, and more money can be made plowing snow.

9) Court School:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates authorizing Court Clerk, Norman Geary permission to attend the New York State Association of Magistrate Court Clerks education program in Niagara Falls from September 22nd-24th. Voted on and approved, Yes-5, No-0.

OTHER

1) Ghana visitors:

Supervisor Deming updated the Board on the visit from the dignitaries from Ghana. Mr. Deming stated that due to time restraints they were unable to stop at the school to witness the children involved with the York-Leicester Summer Recreation Program, but was able to tour the Town's Recycling Center. Supervisor Deming stated that the group was very impressed with the layout of the facility, asked numerous questions and overall spoke quite highly of our site.

2) York Fire Department:

Councilman Gates informed the Board at the York Fire Department's meeting Monday evening, the members voted to separate the ambulance and fire services from each other. Mr. Gates stated he will continue to keep the Board informed when new details arise.

9:15 P.M.

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates to enter into Executive Session to discuss Union Negotiations, to include: Town Board, Mr. Barrett, Mr. Worden and Town Clerk, Mrs. Harris. Voted on and approved, Yes-5, No-0.

9:45 P.M.

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel to end Executive Session. Voted on and approved, Yes-5, No-0.

Supervisor Deming reported no action was taken in Executive Session.

BILLS

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to approve all claims brought before the Board. Voted on and approved, Yes-5, No-0.

Sewer Districts	# 109-117	\$ 3,465.46
Consolidated Water	# 141- 147	\$ 3,828.80
General Fund Claim	# 222-240	\$ 6,062.27
Highway Fund Claim	# 135-142	\$ 20,369.58
Street Lights	# 7	\$ 1,437.39
Youth Fund Claim	# 11-15	\$ 2,021.79
Sewer Districts	# 118-124	\$ 4,945.25
Consolidated Water	# 148-157	\$ 2,799.59
Consolidated Water	# 158-176	\$ 110,185.77

General Fund Claim	# 241-251	\$ 2,708.29
General Fund Claim	# 252-282	\$ 76,436.23
Highway Fund Claim	# 143-146	\$ 6,978.35
Highway Fund Claim	# 147-157	\$ 50,173.64
Retsof Sewer Districts	# 125-133	\$ 2,836.10
Youth Fund Claim	# 16	\$ 95.00
Youth Fund Claim	# 17-23	\$ 1,820.71
Street Lights	# 8	\$ 1,482.71

ADJOURNMENT

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel to adjourn the Town Board Meeting until August 28th. Voted on and approved, Yes-5, No-0.

Town Board Meeting closed at 9:50 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk