

York Town Board Meeting  
September 11, 2008

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

Absent: David Deuel

Others: George Worden Jr. (Highway Supt.), Norman Barrett (Senior Water & Sewage Treatment Plant Operator), Jason Johnson, Gary Wall, Karen Johnson, Ron Cicoria (Town Attorney) and Lynne Messana

Supervisor Deming opened the Town Board Meeting at 7:30 p.m.

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose to approve the minutes of the August 28<sup>th</sup> Town Board Meeting. Voted on and approved, Yes-4, No-0.

PRIVILEGES OF THE FLOOR

1) Jason Johnson/Gary Wall:

Mr. Wall informed the Board that he met with the Planning Board Tuesday evening (9<sup>th</sup>) to discuss with them the request to sell cars at the corner of Route 36 & 63, and received a recommendation as well. Mr. Wall stated that he explained in detail to the Planning Board the same request he had (along with Mr. Johnson) with the Town Board on August 28<sup>th</sup>. Mr. Wall produced a copy of the original survey map this evening for the Town Board to view the proposed site.

A great deal of discussion took place outlining what would be permissible at such location. The following is a combination of stipulations recommended by the Planning Board and added upon by the Town Board:

- A total of 28 cars on site:
  - 3 cars next to the entrance on Route 63
  - 4 cars between the two buildings on the grassy knoll (which must be maintained)
  - 1 car facing Route 63
  - 20 cars in parking area in the back unlit area
- Vehicles must be inspected ready, road ready
- All vehicles must be in owner's business name
- No vehicles larger than a one-ton
- Must have hard packed gravel surface for vehicles (front & back)
- No sales after dark for the vehicles in the back lot (for safety purposes)
- All signage must comply with Town Regulations:
  - A business sign on front of building is acceptable
  - Window signs are permissible
  - Tri-pod signage is permissible, but must be inside at close of business each day
- All vehicles must be sold, can not accept consignment cars (all vehicles must be

MV 50'D)

- Scrapped vehicles are not to be sold, must not be on site longer than 20 days
- Repairs can be done on vehicles inside of building on site in order to sell, which includes doll up maintenance
- No repairs for hire

The Board stated if Motor Vehicles do not require Mr. Johnson to hold a separate license for repair work to their own vehicles, the approvals needed have already been met through his current license, otherwise Mr. Johnson will need to comply with State regulations before repairs can take place.

8:05 P.M.

Councilman Deuel arrived at this time.

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose to approve the request of Jason Johnson to sell vehicles at the corner of Route 36 & 63, based upon the above listed stipulations. Voted on and approved, Yes-5, No-0.

\*\* The Board also discussed with Mr. Wall the need to remind Mr. Pfunter (truck sales business owner) that his personal vehicles not in use, should not be brought to the site. His approvals for the business are for truck sales only.

\*\* The Board also suggested to Mr. Wall that a "Parking in rear" sign be erected at the corner to alleviate large numbers of vehicles parking out front. Mr. Deming stressed that the Board is not making this mandatory, but stated only as a helpful suggestion.

#### WATER/SEWER

1) Water Tap Application:

a- Robert Lowden:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Deuel to approve the Water Tap Application submitted by Robert Lowden for property located at 2676 Chandler Road, in the amount of \$ 1,500.00. Voted on and approved, Yes-5, No-0.

\*A meter pit must be installed at the Lowden property prior to the water tap installation.

2) Bid results:

Mr. Barrett reported that we received a total of three (3) bids for materials for the installation of 8" water main on Retsof Road. The bid opening took place on Thursday, September 4<sup>th</sup> at 2:00 p.m.

The bids are as follows:

1- Vellano Bros.	\$ 35,190.77
2- EJ Prescott	\$ 37,644.01
3- Blair Supply Corp.	\$ 35,055.40

Mr. Barrett stated he had the opportunity to review all bids for verification, and recommends that the Town Board approve the bid submitted by Blair Supply.

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to approve the bid submitted by Blair Supply Corp. in the amount of \$ 35,055.40 for materials for the installation of 8" water main on Retsof Road. Voted on and approved, Yes-5, No-0.

\*\* Mrs. Harris will notify all bidders in writing of the Board's decision this evening.

3) Hydrants:

Mr. Barrett reported that the Water Department has been experiencing some hydrants leaking after all of the flushing that had been done recently. Mr. Barrett stated a hydrant on Retsof Road and one in Piffard had to be torn apart and rebuilt the last two days. After new valves and other parts were replaced the hydrants seemed to be back in good working condition.

4) Conference:

Mr. Barrett informed the Board of an upcoming conference in Buffalo on October 7<sup>th</sup>. The conference is sponsored by EFC and NYSDEC and will be discussing funding for projects. Mr. Barrett stated if his schedule allows, he would like to attend this conference and asked if any Town Board Member might want to as well. The Board will review their schedules and let Mr. Barrett know within a week.

5) Lawnel Farms:

Mr. Barrett reported that Lawnel Farms recently asked the Board permission to install a 2 inch line to the newly built barn on Craig Road, but the Water Department witnessed a 4 inch line being installed. Mr. Barrett stated that he has not spoken with Mr. Smith about the change, but is now wondering if they have future plans to construct another barn at a later date and connect that structure to water as well.

The Board agreed if Lawnel Farms wish to connect future structures to municipal water we will discuss with them the need to pay additional charges.

6) Bill Vitale:

Mr. Barrett informed the Board of one remaining matter to be rectified at Bill Vitale's property at Lower Court Street in Geneseo. Mr. Barrett stated when the water main project took place a year ago, Mr. Vitale's entrance was compromised and believes we should resurface the area. The actual size of the lot to be resurfaced is 44 feet long by 27 feet wide. Mr. Barrett stated that the Town will pay for materials (roughly \$500-600.00), and will be able to use the Highway roller and truck. Mark Vitale stated he is willing to donate use of his paver for the project, if the Board decides to go forward.

7) Henry Fuller:

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel to approve reimbursement to Henry Fuller in the amount of \$ 23.87, which is an adjustment from the April and July water billings for 2008. Voted on and approved, Yes-5, No-0.

April reimbursement- \$ 12.95  
July reimbursement - \$ 10.92  
Total reimbursement - **\$ 23.87**

### HIGHWAY

1) McKeown request:

Mr. Worden stated he viewed the area on Cowan Road near Mr. McKeown's house after his request two weeks ago. Mr. Worden reported that he will be purchasing a speed limit sign within a few weeks.

2) McIlroy request:

Mr. Worden stated he has not had the opportunity to meet with Joe McIlroy yet regarding his request, but stated he will try to contact him before the next Town Board Meeting on September 25<sup>th</sup>.

3) CHIPS Funding:

Mr. Worden reported that he is reviewing the CHIPS funding that is still available, and trying to decipher where best to use the majority of the funds. He discussed two areas that could use attention, York Landing Road and McPherson Road. Mr. Worden stated that McPherson Road is actually a driveway for a local farmer and believes York Landing Road might be the better allocation. The area is roughly a ½ mile dead end road, but has two homes located on it, and would need two rounds of oil & stone.

After a brief discussion the Board concluded that the decision on how to use the CHIPS money is completely up to Mr. Worden as Highway Superintendent.

### OLD BUSINESS

1) Betty Grant:

Supervisor Deming reported he received a letter recently from Betty Grant regarding the drainage issue at her residence. Ms. Grant stated that she has been very patient waiting for the Town to re-address the issue and wondered when to expect a visit.

Highway Superintendent, Mr. Worden apologized for not getting back to Ms. Grant and stated he will make a visit to her residence next week.

### NEW BUSINESS

1) Credit card:

Supervisor Deming informed the Board of the upcoming New York State Association of Counties (NYSAC) conference in Niagara Falls he will be attending, from September 24<sup>th</sup>-26<sup>th</sup>. Mr. Deming stated he will be taking the Town credit card with him and wanted the Board to be aware of it.

2) Shared Services meeting:

Supervisor Deming reported that he received a written invitation from Tom Manko on behalf of the School Board at York Central School to continue the conversation regarding possible shared services between the school and the two towns. Mr. Manko stated the meeting is tentatively scheduled for 6:00 p.m. on Tuesday, October 14<sup>th</sup> in the Board

Conference room, and would welcome any Board member interested, as well as Highway Superintendent, Mr. Worden.

3) Farmland Protection:

Councilman Deuel updated the Board on the next Farmland Protection Meeting, scheduled for Wednesday, October 15<sup>th</sup>. At the meeting Heather Ferraro (Livingston County Planning Department), Dean Pendergast (Executive Director, Livingston County Farm Service) and Eric Grace (Genesee Valley Conservancy) will be present to discuss the issues at hand. Mr. Deuel stated he will construct a letter for Mrs. Harris to type to make copies of in order to mail to the original list of Ag owners involved, informing them of the Informational Meeting and also a notice for the Town paper (Liv. Co. News) for others who may be interested in attending.

BILLS

RESOLUTION offered by Mr. Deuel and seconded by Mr. Gates to approve all claims brought before the Board, pending verification of the claim submitted by Planning Board Secretary, Donna Falkner for the start date of David Russo. Voted on and approved, Yes-5, No-0.

Sewer Districts	# 143-147	\$ 3,654.14
Consolidated Water	# 188-197	\$ 5,711.34
General Fund Claim	# 294-329	\$ 19,657.43
Youth Fund Claim	# 25	\$ 38.30
Highway Fund Claim	# 160-166	\$ 8,726.56

ADJOURNMENT

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates to adjourn the Town Board Meeting until September 25<sup>th</sup>. Voted on and approved, Yes-5, No-0.

Town Board Meeting closed at 9:36 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk