

A Worksession of the Town Board of the Town of Williamson, County of Wayne and State of New York was held in the Town Court Room at 7:00 PM on March 8, 2005.

The following were

PRESENT: Supervisor James D. Hoffman
Councilman G. Elliott Warren
Councilman Charles R. Monsees
Councilman Anthony Verno
Councilman Gary Orbaker

ABSENT: None

The Board reviewed bills for payment.

The Regular Meeting of the Town Board of the Town of Williamson was held in the Town Court Room following the worksession and was called to order at 7:30 PM on March 8, 2005 by Supervisor Hoffman with the Pledge of Allegiance. The following were

PRESENT: Supervisor James D. Hoffman
Councilman G. Elliott Warren
Councilman Charles R. Monsees
Councilman Anthony Verno
Councilman Gary Orbaker

ABSENT: None

Keith Williams, Clyde Premo, Kevin Kieper, Alex Allman, Matt Bixby, Chris Markham, Tim Lewis, Colin Bartkowiak, Dan Schilling, David A. Otero, Jr, James J. Bardo, Sally Verno, John E. Manahan, Cheryl Gravelle, Shannon Vancour, Jessica Allen, Stephanie Zona, Mike Hymar, Kendra Johnson, Tiffany Skerrett, Nick Foos, Lindsey Peck, Allie Dorn, William and Elizabeth Herbert, Paula Dolan, Deputy Town Clerk and the undersigned Town Clerk were also present.

Public Comment: No one wished to comment.

Supervisor Hoffman made a motion, seconded by Councilman Warren, to accept the Consent Agenda containing the following items:

- a. previous minutes: February 8, 2005
- b. presentation of Town Clerk's report and Tax Receiver's report
- c. to authorize the Town Clerk to advertise in the Sun & Record issue of March 17, 2005 for bids for the 2005 Williamson Spring Clean-Up. Bids will be received by the Town Clerk until 11:00 AM, Friday, April 8, 2005 at which time the bids will be publicly opened and read. Bid specifications will be available in the Town Clerk's office.
- d. to hold Spring Clean-up Days from Thursday, May 5th, 2005 through Saturday, May 7th, 2005. The hours on May 5th and May 6th are 9:00 AM until 7:00 PM. The hours on Saturday, May 7th are from 9:00 PM until 3:00 PM at the Williamson landfill site on Pound Road. The Clerk of the Board is to advertise Clean-up Days in The Sun & Record issues of April 7th and April 21st, 2005 and the Sodus-Williamson Pennysaver issues of April 12th and April 26th, 2005.
- e. to authorize the Town Clerk to order printed post cards to be used as permits for the Williamson Spring Clean-up. The cards will give charges for tires and appliances being brought to the landfill. The Town Clerk will be able to mark the appropriate spaces signifying what the person has paid for, such as \$30.00 for refrigerators, freezers, dehumidifiers and air conditioners or \$4.00 for car/pickup tires up to 750 x 20, \$6.00 for larger truck tires, and \$11.00 for tractor tires. The post cards will also be marked to show how many trips have been made, up to a maximum of three trips.
- f. pay the Library bills as audited by the Library Board of Trustees:
vouchers 37-52, total \$7,921.02
- g. accept the Town Supervisor's report for January

The motion was carried.

Councilman Warren made a motion, seconded by Councilman Orbaker, to authorize the Town Clerk to advertise in the March 10, 2005 issue of The Williamson Sun and Record for a public hearing regarding amending proposed Local Law #32- Parks, Part 2, Article I – Park Rules and Regulations. The public hearing will be at 7:30 PM on March 22, 2005 as part of the regular town board meeting. The motion was carried.

Councilman Warren presented the following Resolution and moved its adoption. It was seconded by Councilman Verno.

WHEREAS: The Park Committee has recommended changes to the Park Fees, which the Town Board has reviewed, and

WHEREAS: The Town Board is authorized to make such changes by resolution as per Local Law §32-47

NOW, THEREFORE, BE IT RESOLVED: That the Park Fees will continue as follows:

| | Public Gathering Fees | |
|------------------|-------------------------------|-------------------------------|
| | <u>Residents</u> | <u>Non-Residents</u> |
| 101-500 | \$ 50.00 (plus deposit) | \$100.00 (plus deposit) |
| 501-750 | \$ 75.00 (plus deposit) | \$125.00 (plus deposit) |
| 751 + | \$100.00 (plus deposit) | \$200.00 (plus deposit) |
| Pavilions: | \$ 25.00 (each, plus deposit) | \$ 50.00 (each, plus deposit) |
| Band Shell: | \$ 25.00 (plus deposit) | \$ 50.00 (plus deposit) |
| Baseball Fields: | \$ 25.00 (each, plus deposit) | \$ 50.00 (each, plus deposit) |
| Soccer Fields: | \$ 25.00 (each, plus deposit) | \$ 50.00 (each, plus deposit) |

BE IT FURTHER RESOLVED: That the exemptions for payment of park fees has been eliminated and in lieu of having to pay the required Park fee, a group or organization may upon approval of the Park Committee perform in kind services in the Park. The ability to provide in kind services shall only be available when the operations needs of the Park so dictate.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman
Councilman Warren
Councilman Monsees
Councilman Orbaker
Councilman Verno

NAYES: None

The Resolution was declared adopted.

Councilman Monsees made a motion, seconded by Councilman Verno, to hire Ira Jones, as a seasonal worker for snow removal and salting of sidewalks at the Town Complex on an as needed basis at the rate of \$7.50 per hour. The motion was carried.

Councilman Monsees made a motion, seconded by Councilman Orbaker, to NYSEDA to perform an energy audit for the Town of Williamson. The cost of this audit is not to exceed \$600.00. The motion was carried.

The Board explained this is being done due to a significant increase in the electric and heating bills at the Town Complex.

Councilman Monsees made a motion, seconded by Councilman Verno, to authorize the Town Supervisor to sign a Joint Use Agreement with the Williamson Free Public Library. The agreement shall commence as of July 1, 2004 and continue for five years, as per agreement. The motion was carried.

Supervisor Hoffman stated he has met with the engineers and architects concerning the large icicles hanging from the Town Complex roof. The first steps were to improve ventilation, which has reduced condensation in the Library. The architect is now researching options to address the ice-damming problem on the roof. The situation is being evaluated as to the cause and finding a solution.

Councilman Monsees made a motion, seconded by Councilman Orbaker, to authorize the Town Supervisor to sign an agreement with Newport Alliance for administrative services for drug testing, which is required by law. The agreement shall commence as of March 9, 2005 for one year as per agreement. The motion was carried.

Councilman Monsees made a motion, seconded by Councilman Verno, to appoint Charles Monsees to the Town Complex Governing Board. The term will be for 2005. The motion was carried.

Councilman Verno presented the following Resolution and moved its adoption. It was seconded by Councilman Warren.

WHEREAS: The owner of Whispering Woods Manufactured Home Community desires to further develop the manufactured home community to include senior housing and to meet the demand for upscale manufactured homes with garages, and

WHEREAS: In order to accommodate the development of Phase II of the Whispering Woods Manufactured Home Community it is necessary to allow for a 20 foot separation in between manufactured homes, and

WHEREAS: Williamson Town Code §113-14(F) (1) requires at least a 30 foot separation between mobile homes, and

WHEREAS: Pursuant to Williamson Town Code §113-14(N), the Town Board has the authority to vary or waive the separation requirements as heretofore mentioned due to special conditions to the particular site and taking into consideration all factors relevant thereto,

NOW, THEREFORE, BE IT RESOLVED: The Town Board of the Town of Williamson hereby varies the separation requirements as set forth in §113-14(F)(1) from 30 feet to 20 feet upon the following findings:

1. That the variation from 30 feet to 20 feet would not be detrimental to the public health, safety, welfare, comfort or convenience of the neighborhood and/or the Town.
2. That it would have no significant impact on the character of the neighborhood, it's orderly development, the orderly and/or reasonable use of adjacent properties and it would not adversely affect the general harmony of the neighborhood in relation to its development and/or in relation to the reasonable use of adjacent properties.
3. The strict application of the 30-foot separation requirements in this instance is inappropriate and unnecessary and that strict compliance with the statute as written may cause extraordinary or unnecessary hardship to the property owner.
4. The minor modification as anticipated herein would not have the affect of nullifying the intent of Chapter 113 of the Williamson Town Code, and

BE IT FURTHER RESOLVED: That the 20-foot separation requirement as herein approved shall apply only to the Whispering Woods Manufactured Home Community Phase II.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman
Councilman Warren
Councilman Monsees
Councilman Orbaker
Councilman Verno

NAYES: None

The Resolution was declared adopted.

Councilman Orbaker made a motion, seconded by Councilman Verno, to authorize the Town Clerk to advertise in the Sun and Record issue of March 10, 2005, to receive applications for the Drainage Council. Applications will be received until March 25, 2005 at 4:00 PM. The motion was carried.

Councilman Verno presented the following Resolution and moved its adoption. It was seconded by Councilman Orbaker.

WHEREAS: A Capital Reserve fund needs to be established for the purpose of monitoring and reporting at the Williamson Landfill, and

WHEREAS: A Capital Reserve fund was established in on November 26, 1985 for the purpose of closing the Williamson Landfill,

NOW, THEREFORE, BE IT RESOLVED: That the monies from the Capital Reserve known as Landfill Closure Reserve be transferred to the new Capital Reserve, to be named Landfill Monitoring and Reporting Reserve, and

BE IT FURTHER RESOLVED: That this resolution is subject to Permissive Referendum.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman
Councilman Warren
Councilman Monsees
Councilman Orbaker
Councilman Verno

NAYES: None

The Resolution was declared adopted.

Councilman Verno presented the following Resolution and moved its adoption. It was seconded by Councilman Warren.

WHEREAS: A Capital Reserve known as Landfill Closure Reserve was established on November 26, 1985 for the purpose of closing the Williamson Landfill, and

WHEREAS: The closure of the Williamson Landfill has been completed with only monitoring and reporting to be completed at regular intervals over the next several years,

NOW, THEREFORE, BE IT RESOLVED: That the Capital Reserved know as Landfill Closure Reserve be closed and the monies be transferred to a new Capital Reserve known as Williamson Landfill Monitoring and Reporting.

BE IT FURTHER RESOLVED: That this resolution is subject to Permissive Referendum.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman
Councilman Warren
Councilman Monsees
Councilman Orbaker
Councilman Verno

NAYES: None

The Resolution was declared adopted.

Councilman Verno made a motion, seconded by Councilman Orbaker, that pursuant to the provisions of Section 284 of the Highway Law, the Town of Williamson agrees that monies levied and collected for the repair and improvement of highways, shall be expended as follows:

\$36,768 for general repairs on town roads totaling approximately 47.5 miles
\$113,000 for improvements of various roads

The motion was carried.

Bids for the purchase of No. 2 fuel oil, and unleaded plus gasoline having been received and opened on February 24, 2005, at 11:00 a.m., at the Town Hall were as follows:

| <u>Name</u> | <u>No. 2 Fuel Oil</u> | <u>Unleaded Plus Gasoline</u> |
|---------------------------|-----------------------|-------------------------------|
| Nichols Gas & Oil | 1.3615 | 1.3640 |
| 922 Route 31F | diff. .1250 | diff. .1250 |
| P.O. Box 616 | net. 1.4865 | net. 1.4890 |
| Macedon, New York 14502 | | |
| E & V Energy Co. | 1.3637 | 1.3256 |
| 2719 Erie Drive | diff. .1275 | diff. .1275 |
| P.O. Box 1226 | net: 1.4912 | net. 1.4531 |
| Weedsport, New York 13166 | | |
| Suburban Energy Services | 1.5517 | 1.3930 |
| 3978 Oran Gulf Road | diff. .1600 | diff. .1700 |
| Manlius, New York 13104 | net. 1.7117 | net. 1.5630 |

Councilman Verno presented the following Resolution and moved its adoption. It was seconded by Councilman Warren.

WHEREAS: On February 24, 2005, bids were received and opened for No. 2 Fuel Oil, and Unleaded Plus Gasoline, and

WHEREAS: The bids were examined to determine that they are in the best interest of the Town, and

NOW, THEREFORE, BE IT RESOLVED: That Nichols Gas & Oil Inc. be awarded the bid for No. 2 Fuel Oil, at a net of 1.4865; and E & V Energy Co. be awarded the bid for unleaded plus gasoline at a net of 1.4531 as they are the lowest bids received.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman
Councilman Warren
Councilman Monsees
Councilman Orbaker
Councilman Verno

NAYES: None

The Resolution was declared adopted.

Councilman Verno made a motion, seconded by Councilman Orbaker, to hire Mark Plyter to complete a dog enumeration. He will be hired as an independent contractor as per dog enumeration agreement. The motion was carried.

Councilman Verno presented the following Resolution and moved its adoption. It was seconded by Councilman Warren.

WHEREAS: The property owners at 5618 Tripp Road, parcel 67116-00-318906, Sodus has requested permission to connect to the watermain on Tripp Road, and

WHEREAS: Permission was granted from the town of Sodus as required,

NOW, THEREFORE, BE IT RESOLVED: That permission is given to said property owners at a cost of \$1,500.00 to be paid at the time that they sign the water contract with the Town of Williamson which allows them a ¾ inch tap.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman
Councilman Warren
Councilman Monsees
Councilman Orbaker
Councilman Verno

NAYES: None

The Resolution was declared adopted.

Councilman Verno presented the following Resolution and moved its adoption. It was seconded by Councilman Monsees.

WHEREAS: A new pick-up truck was budgeted for purchase for the Wastewater Dept., and

WHEREAS: A 2005 Ford 250 4X4 pick-up truck can be purchased under State-bid,

NOW, THEREFORE, BE IT RESOLVED: That the Wastewater Operator has authorization to purchase a 2005 Ford 250 4X4 pick-up truck under state contract #40560, item 16A, at a cost not to exceed \$24,000.00, to be paid from Wastewater Dept., line item SS1-8120.200, and

BE IT FURTHER RESOLVED: That the 1999 Ford pick-up currently being used will become surplus upon receipt of the 2005 Ford 250 4X4 and will be disposed of as determined by the Town Board at that time.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman
Councilman Warren
Councilman Monsees
Councilman Orbaker
Councilman Verno

NAYES: None

The Resolution was declared adopted.

Public Comment: No one wished to comment.

Councilman Verno has met with Michael Schaffron, engineer with Labella Assoc. and reviewed the preliminary figures for replacing the Reservoir on Herbert's Hill or to repair the existing three quarter million gallon one. Mr. Schaffron has recommended replacing the 100 year old reservoir with a new one million gallon reservoir at an approximate cost of one million dollars. The preliminary cost to repair the existing facility will cost approximately five hundred thousand dollars. Mr. Schaffron is gathering more information due to the concerns for future expansion that Wayne County Water & Sewer Authority has. Supervisor Hoffman has a meeting scheduled next week with Mark Wagner from Bernie Donegan's office to examine financial options for constructing a new reservoir.

Councilman Verno discussed a meeting he had with an engineer and the Wastewater Treatment Dept. concerning the future needs of the Wastewater Plant. At this time, it is at 90% capacity. The Plant was originally designed to add another bed in order to expand onto the current Plant. This information is based on the existing residents using sewers, not for additional services. More information will be coming from the engineers.

The Board felt that an elected official could participate in the Charrette.

Supervisor Hoffman made a motion, seconded by Councilman Verno, to pay the following bills as audited:

| Account: | Voucher No.: | Totals: |
|----------------------|---------------------|------------------|
| General Fund | 65 through 110 | \$ 36,005.03 |
| Youth Comm. | 2 through 10 | |
| Highway Fund | 32 through 60 | \$ 47,247.42 |
| Water Fund | 39 through 63 | \$144,153.71 |
| Sewer District No. 1 | 30 through 47 | \$ 19,256.25 |
| Lighting Dist. | 2 | \$ 4,390.04 |
| <u>Capital H-16</u> | <u>114</u> | <u>\$ 350.00</u> |
| Total: | | \$251,402.45 |

The motion was carried.

Councilman Monsees made a motion, seconded by Supervisor Hoffman, to enter into Executive Session for discussion regarding union negotiations at 8:15 PM. The motion was carried.

Councilman Monsees made a motion, seconded by Councilman Verno, to return to Open Session at 8:55 PM. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Orbaker, to adjourn the meeting at 8:56 PM.

Marlene A. Gulick

Town Clerk