

**A Work Session of the Town Board of the Town of Williamson, County of Wayne and State of New York was held in the Town Complex Court Room located at 6380 Route 21, Suite II, at 7:00 PM on Tuesday, May 11, 2010. The following were**

PRESENT: Supervisor James D. Hoffman  
Councilman Gary Orbaker  
Councilman Anthony Verno  
Councilman Michael Bixby  
Councilman Thomas D. Watson

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 Complex Court Room located at 6380 Route 21, Suite II following the Worksession and was called to order at 7:30 PM on Tuesday, May 11, 2010, by Supervisor Hoffman with the Pledge of Allegiance. The following were**

PRESENT: Supervisor James D. Hoffman  
Councilman Gary Orbaker  
Councilman Anthony Verno  
Councilman Michael Bixby  
Councilman Thomas D. Watson

ABSENT: None

Julie Bixby, Dianne Smith, Brian Sherman; NYSDOT, Todd Brennessel, Wilma Young; Sun & Record, and the undersigned Town Clerk were also present.

Brian Sherman with the NYS DOT discussed federal funding and the need for a full time inspector for the BID Sidewalk Replacement Project. The project is located on the north side of Ridge Road from the corner of Route 21 and Ridge Road to the West to the Town parking lot west of the Laundromat/Candy Kitchen. Mr. Sherman recommended Bergman Associates be the site inspector for the project. The Town was originally awarded a grant called "Ridge Road Sidewalk Replacement Project" in the amount of \$80,000 from federal funds and Kevin Rooney, Wayne County Highway Superintendent worked to get another \$10,000 making the total \$90,000 of Federal funding. The lowest bidder for this project is Babcock Ent. in the amount of \$81,377.30, leaving \$8,622.30 towards a full time project inspector. The Town at this point has already paid \$8,400 to Bergman Associates for the project design and will need to pay an addition amount of \$17,197 toward the full time project inspector that is mandatory for the grant specs. The Project is scheduled to be started May 17, 2010.

Public Comment: No one wished to comment.

Supervisor Hoffman made a motion, seconded by Councilman Verno, to accept and/or file the letters and other forms of communication.

Letter from State of New York DOT

The motion was carried.

The NYS Dept. of Transportation will be performing a project in the Town of Williamson that will retrofit existing sidewalk ramps constructed under a previous Department project with detectable warning fields as required by ADA specifications. This project is to provide improved safety for pedestrians with visual impairments. Construction will begin in July 2010 and is expected to be completed December 2010. The NYS Department of Transportation is funding this project. Upon completion of this project, the Town of Williamson will have continued maintenance jurisdiction of the sidewalk ramps, including the newly installed detectable warnings. To reduce maintenance expense, it has been suggested that sidewalk snow plow drivers slightly raise their blades, as they approach these detectable warning fields, to minimize any unintended damages.

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

- a. approval of previous minutes: April 27, 2010
- b. presentation of Town Clerk's report & Tax Receiver's report

- c. accept monthly department reports
- d. accept the Supervisor's report
- e. pay the following Library bills as audited by the Library Board of Trustees:  
vouchers 788-795, total \$1,333.95
- f. approve the following budgetary transfers

General Fund

A1990.900 Contingency Fund	\$7500.00	A1440.400 Engineering Cont.
A1110.400 Justices Cont	\$ 29.47	A1110.200 Justices Equip

The motion was carried.

Supervisor Hoffman 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:

- \$ 47,450.00 for general repairs on town roads totaling approximately 47.5 miles'
- \$337,000.00 for improvements of various roads

The motion was carried.

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FYI - see attached sheet for roads to be done and then sign the forms. Thank you

Supervisor Hoffman presented the following Resolution and moved its adoption. It was seconded by Councilman Bixby.

WHEREAS: The Justice Department has been awarded a grant for security cameras for the Town Court premises on the inside and the outside of the building, and

WHEREAS: The Town Board is in complete support for the need of said security cameras and the total cost for the project will be 4,876.00,

NOW THEREFORE, BE IT RESOLVED: That a new line item designated to be A1110.440 Justice Security Grant be entered into the budget and \$1,876.00 be transferred into this line item from A1990.900 Contingency Acct.

Roll call vote on the Resolution was as follows:

- AYES: Supervisor Hoffman
- Councilman Orbaker
- Councilman Verno
- Councilman Bixby
- Councilman Watson

NAYES: None

The Resolution was declared adopted.

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

WHEREAS: The Town of Williamson signed a contract on January 31, 2010 with Bergmann Associates for construction inspection of the sidewalk project, and

WHEREAS: A portion of the monies come from the Federal Government which stipulates that an inspector will be at the project site any time work is being performed,

NOW THEREFORE BE IT RESOLVED: That having an inspector continuously at the site is an increase in cost to the inspection portion of the project, and

BE IT FURTHER RESOLVED: That the Contract dated January 31, 2010 is hereby terminated and the Town Supervisor is authorized to sign an actual cost contract with Bergmann Associates at a cost not to exceed \$25,820.00 (twenty-five thousand eight hundred and twenty dollars) and any costs beyond the contract amount will need to have consent from the Town Board, and

BE IT FURTHER RESOLVED: That \$25,600.00 (twenty-five thousand six hundred dollars) be transferred from the General Fund - Fund Balance into Line item A1440.400 to be used for the additional engineering costs with any unused monies to being returned to the General Fund -Fund Balance.

Roll call vote on the Resolution was as follows:

- AYES: Supervisor Hoffman
- Councilman Orbaker
- Councilman Verno
- Councilman Bixby

NAYES: Councilman Watson

The Resolution was declared adopted.

Councilman Bixby made a motion, seconded by Councilman Verno, to close the parking lot, adjacent to the Presbyterian Church on Saturday, June 19, 2010 from 1:00 PM until 4:00 PM for a "Cub Mobile Derby". The Cub Scouts will furnish the Town of Williamson with proof of insurance listing the Town as an additional insured. The parking lot will be free from debris as a result of the derby. The motion was carried.

Councilman Bixby presented the following Resolution and moved its adoption. It was seconded by Councilman Watson.

WHEREAS: The Pultneyville Historical Society is sponsoring the Annual Homecoming Celebration in Pultneyville on Saturday, July 17<sup>th</sup> and Sunday July 18<sup>th</sup>, 2010, and

WHEREAS: The Pultneyville Historical Society has arranged for the closure of Mill Street (Lake Road) from Hamilton Street to Jay Street with the County Highway Superintendent and Wayne County Sheriff for Saturday, July 17<sup>th</sup> from noon until 7:00 PM for the purposes of a parade, wine tasting, farm market exhibits and live entertainment including jazz bands, and

WHEREAS: Pursuant to the Code of the Town of Williamson Chapter 54 "Alcoholic Beverages" is in effect, subdivision 54-3 Prohibited Acts states in part that:

"It shall be a violation of this chapter for any person to:

- A. Consume any alcoholic beverage in any public place within the town.
- B. Have in his possession an open or unsealed container of an alcoholic beverage while in any public place for the purpose of consuming such alcoholic beverage by himself or by another in any public place." and

WHEREAS: The wine tasting, farm market, exhibits and jazz bands will be conducted within a designated area on Mill Street which area will be delineated and enclosed with barricades.

NOW THEREFORE BE IT RESOLVED: That the Williamson Town Board hereby declares that on Saturday, July 17<sup>th</sup> between the hours of 12 noon and 7:00 p.m. provisions of A and B cited above of Chapter 4, Section 54-3 of Town Code shall not be enforced for the possession or consumption of alcoholic beverages in a public place at the Pultneyville Homecoming within a designated area on Mill Street from Hamilton to Jay Street or in the immediate vicinity as delineated.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman  
Councilman Orbaker  
Councilman Verno  
Councilman Bixby  
Councilman Watson

NAYES: None

The Resolution was declared adopted.

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

WHEREAS: James D. Hoffman, of the Town of Williamson, County of Wayne, New York, has been elected to the Office of Supervisor of the Town of Williamson, and

WHEREAS: Marlene Gulick, of the Town of Williamson, County of Wayne, New York, has been elected to the Office of Town Clerk of the Town of Williamson, and

WHEREAS: Marlene Gulick, of the Town of Williamson, County of Wayne, New York, has been appointed to the Office of Tax Collector of the Town of Williamson, and

WHEREAS: James Peters, of the Town of Williamson, County of Wayne, New York, has been elected to the office of Town Justice of the Town of Williamson, and

WHEREAS: Charles Monsees, of the Town of Williamson, County of Wayne, New York has been elected to the office of Town Justice of the Town of Williamson, and

WHEREAS: Jerry Hubright of the Town of Williamson, County of Wayne, New York has been elected to the Office of Superintendent of Highways of the Town of Williamson,

NOW, THEREFORE, BE IT RESOLVED: We as respective officers above, do hereby undertake with the Town of Williamson that we will faithfully perform and discharge the duties of our office, and will promptly account for and pay over all moneys or property received as a Town Officer, in accordance with the law, and

This undertaking of the Town Supervisor and the Account Clerk is further conditioned upon that he will well and truly keep, pay over and account for all

moneys and property, including any special district funds, belonging to the Town and coming into his hands as such Supervisor, and

This undertaking of the Town Clerk is further conditioned that she will well and truly keep, pay over and account for all moneys and property coming into her hands as such Town Clerk, and

This undertaking of the Deputy Town Clerk is further conditioned that she will well and truly keep, pay over and account for all moneys and property coming into her hands as such Town Clerk, and

This undertaking of the Tax Collector is further conditioned that she will well and truly keep, pay over and account for all moneys and property coming into her hands as such Tax Collector, and

This undertaking of the Town Justices is further conditioned that they will well and truly keep, pay over and account for all moneys and property coming into their hands as such Town Justices, and

This undertaking of the Court Clerks is further conditioned that they will well and truly keep, pay over and account for all moneys and property coming into their hands as such Court Clerks, and

This undertaking of the Account Clerk is further conditioned that she will well and truly keep, pay over and account for all moneys and property, including any special district funds, belonging to the Town and coming into her hands as such Account Clerk, and

The Town does and shall maintain insurance coverage, presently with NGM Insurance Company in the sum of \$500,000 for the Tax Collector, Town Supervisor, Town Clerk, Deputy Town Clerk, Account Clerk, and \$50,000 for the Justices and Court Clerks to indemnify against losses through the failure of the officers, clerks and employees covered there under faithfully to perform their duties or to account properly for all monies or property received by virtue of their positions or employment, and through fraudulent or dishonest acts committed by the officers, clerks, and employees covered there under.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman  
Councilman Orbaker  
Councilman Verno  
Councilman Bixby  
Councilman Watson

NAYES: None

The Resolution was declared adopted.

Councilman Verno made a motion, seconded by Councilman Bixby, to appoint Calvin Hood as provisional Chief Water Treatment Plant Operator retroactive to March 23, 2010. His base rate of pay will remain the same and any additional pay will be in accordance with the Union Contract. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Bixby, to authorize the Town Supervisor to sign change order #1 for the Wastewater System Green Improvements. There is no increase in cost or completion time in regards to this change order. The motion was carried.

Bids having been opened at 2:00 PM on May 6, 2010 for Pavement Restoration were as follows:

All County Contrsuction 4846 Route 104 Williamson, New York 14589	\$3.25 per sq. ft.
Double AA Driveways 5173 Ridge Road Williamson, New York 14589	\$2.86 per sq. ft.

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

WHEREAS: Bids were received and opened on May 6, 2009 at 2:00 PM for pavement restoration, and

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

NOW, THEREFORE, BE IT RESOLVED: That the bid be awarded to Double AA Driveways, in the amount of \$2.86 per sq. ft. as the bid that meets all specifications and is determined to be in the best interest of the Town.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman  
Councilman Orbaker  
Councilman Verno  
Councilman Bixby  
Councilman Watson

NAYES: None

The Resolution was declared adopted.

Public Comment: No one wished to comment.

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

<b><i>ABSTRACT # 10</i></b>	<b><u>2010</u></b>	<b>AMOUNT</b>
	<b>VOUCHER #</b>	
GENERAL FUND	692 - 731	\$ 35,141.96
YOUTH	732 - 733	
HIGHWAY	734 - 754	\$ 5,708.20
WATER	755 - 779	\$ 6,972.83
	(757 OMITTED)	
SEWER	780 - 786	\$ 740.16
BID IMPROV.	<u>787</u>	<u>\$ 1,871.50</u>
<b>GRAND TOTAL</b>		<b>\$ 50,434.65</b>

The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Orbaker, to adjourn the meeting at 8:00 PM. The motion was carried.

Respectfully Submitted,

Marlene A. Gulick  
Town Clerk