

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 13, 2014. 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.

Councilman Verno made a motion, seconded by Councilman Bixby, to enter into Executive Session to discuss a Personnel matter regarding a particular individual and to discuss litigation at 7:05 PM. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Watson, to return to Open Session at 7:23 PM. The motion was carried.

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 at 7:30 PM on Tuesday, May 13, 2014, 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

Gary Buehler, Gavin Buehler, Adam and Susan Schreiber, Donavin Bruni, Gail Gelina, John McMenamin, Matt, Sam and Jake Kuhl, Brandon Doneef, Adrian Reid, Max Curran, Gerard Moran, Chris Pavlick, Thatcher Co., Todd Brennessel, Kurt Allman; Highway Superintendent, Wilma Young; Sun & Record, and undersigned Town Clerk was also present.

Public Comment: John McMenamin from Palmyra spoke to the Board on Washington's 'Fair Housing' assault on Local Zoning. He wanted the Board to be aware of HUD publishing a proposal on "Affirmatively Furthering Fair Housing" in the Federal Register. It is a sweeping set of land-use regulations that has attracted little national attention. The agency wants the power to dismantle local zoning so communities have what it considers the right mix of economic, racial and ethnic diversity. A finding of discriminatory behavior, or allegations of discrimination, would no longer be necessary. HUD will supply "nationally uniform data of what it thinks 1,200 communities should look like.

Chris Pavlick with Thatcher Company presented their annual report.

Kevin Schulte with Sustainable Energy Development [SED] updated the Board on the Solar Panel Project being done at the Landfill location on Pound Road. All the paperwork and permits have been filed with the utility company and the paperwork and applications for the DEC will be ready to submit by the end of next week. It is at this time scheduled to be up and running by October 2014. Mr. Schulte asked that the "Appendix A" of the Distributed Sun LLC [the utility supplier] agreement required by the Public Service Commission [PSC] and NYSEG be signed. This agreement pertains to the terms and conditions for distributed generation interconnection for the use of solar. Scott Abbett also with SED discussed the fencing around the outside perimeter of the project. The Board agreed not to install additional fencing but to use the existing fencing around the Landfill. SED expects the project to be up and running by October 2014 providing the applications and permits have been accepted in the time projected.

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

Letter from Senator Michael F. Nozzolio

The motion was carried.

Supervisor Hoffman discussed Senator Michael Nozzolio's letter asking for support on legislation Senate bill S.1356 giving towns the ability to set their own speed limit on roads within their jurisdiction. After much discussion the Board is against this legislation.

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

- a. approval of previous minutes: April 22, 2014
- b. presentation of Town Clerk and Tax Receiver reports
- c. accept the Supervisor's report for April
- d. accept monthly department reports
- e. pay the following Library bills as audited by the Library Board of Trustees:
vouchers 14/562 – 14/580, total \$19,591.14
- f. accept the following budgetary transfers

From	Amount	To
General Fund		
5132.2 Garage Eq.	\$ 2,243.52	5132.4 Garage CE.
1990.9 Contingent	6,091.26	8989.4 Mowing CE.
Sewer Fund		
8130.447 Trt/Disp. Other Direct Costs	2,048.60	Trt/Disp. Repr. Maint

The motion was carried.

Councilman Bixby made a motion, seconded by Councilman Verno, to authorize the Town Supervisor to sign Appendix A to the lease Agreement with Distributed Sun LLC, pending approval of the Town Attorney.

Roll call vote on the Motion was as follows:

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

NAYES: None

The Motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Verno, to authorize the Town Supervisor to sign an Agreement and Amendment with EBS-RMSCO. This amendment to the Town's Health Reimbursement plan is due to the HITECH Act. The motion was carried.

Sealed bids for the purchase of the surplus office equipment having been received and opened on Thursday, May 1, 2014 at 4:00 PM at the Town Hall were as follows:

Chamberlain & Gordon Beh	Vactor Truck	\$3,000.00
Guy Alvito	Vactor Truck	\$2,106.00
	1995 Ford Dump Truck	\$3,606.00
	Simplicity mower	\$ 5.10

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

WHEREAS: The Town Board did advertise equipment as surplus requiring non-collusive bidding certificates, and

WHEREAS: Bids were received and opened at 4:00 PM on May 1, 2014,

NOW, THEREFORE, BE IT RESOLVED: The following bids be awarded as follows:

Vactor Truck -	Chamberlain & Gordon Beh -	\$3,000.00
Simplicity mower	Guy Alvito	\$ 5.10

BE IT FURTHER RESOLVED: That the bid for the 1997 Ford Dump Truck is being rejected due to the fact that the Town Board believes a better price will be obtained at the Municipal Auction.

Roll call vote on the Resolution was as follows:

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

NAYES: None

The Resolution was declared adopted.

Councilman Orbaker made a motion, seconded by Councilman Watson, to authorize the Town Supervisor to sign an Animal Control Service Agreement between the Towns of Marion, Ontario and Williamson. The agreement will be in effect for two years beginning January 1, 2014 until December 31, 2015. The motion was carried.

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

WHEREAS: A motion was passed at the March 5, 2014 Town Board meeting to authorize the Town Supervisor to sign a purchase offer for property adjacent to the Highway Barns, and

WHEREAS: The motion should have included the tax number for said parcel,
NOW THEREFORE, BE IT RESOLVED: The motion is amended to show tax parcel
#33117-00-820819.

Roll call vote on the Resolution was as follows:

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

NAYES: None

The Resolution was declared adopted.

Councilman Verno made a motion, seconded by Councilman Bixby, to hire Brody Wilson to work with the Water Department as a part-time laborer on an as needed basis. The rate of pay will be \$10.56 per hour. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Bixby, to approve the disposal of dirt as per Consent to Entry and Release of Liability Agreement at 4042 Rasmussen Street, in the Town of Williamson. The dirt will be from the watermain project on Ridge Road. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Orbaker, to approve the disposal of fill dirt as per Consent to Entry and Release of Liability Agreement at 4792 Everdyke Road, in the Town of Williamson. The fill dirt will be from the watermain projects in the Town of Williamson. The motion was carried.

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

WHEREAS: A motion was passed at the Town Board meeting of March 27, 2012 to spend up to \$1,500.00 for ditching along East Townline Road, across from 5774 East Towline Road, and

WHEREAS: Additional monies are needed to complete the drainage project on East Townline Road,

NOW, THEREFORE, BE IT RESOLVED: That the Town Board authorizes up to an additional \$400.00 to complete the drainage project.

Roll call vote on the Resolution was as follows:

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

NAYES: None

The Resolution was declared adopted.

Councilman Verno made a motion, seconded by Councilman Orbaker, to authorize the Town Clerk to advertise in the official town papers the week of May 18, 2014 to receive bids for a new, unused backhoe. Bids will be accepted until June 19, 2014 at 2:00 PM at which time they will be opened and read. Bid specs can be obtained from the Town Clerk's office. The motion was carried.

Bid having been opened and read at 2:00 PM on Thursday, May 8, 2014 for a Vector Truck for the Sewer Department is as follows:

Joe Johnson Equipment	\$256,573.00
62 LaGrange Avenue	(optional camera \$12,750.00)
Rochester, New York 14613	

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

WHEREAS: A bid was received and opened on May 8, 2014 at 2:00 PM for a new Vector Truck for the Sewer Department, and

WHEREAS: The bid was examined to determine it met all of the specifications of the bid requirements and is in the best interest of the Town, and

WHEREAS: The Wastewater Treatment Plant Operator, John Manahan, feels it would be in the best interest of the Town to include the optional camera with the bid for the Vector Truck,

NOW, THEREFORE, BE IT RESOLVED: That the bid be awarded to Joe Johnson Equipment as it meets the specifications as required and therefore would be in the best interest of the town in the amount of \$256,573.00 and the optional camera for \$12,750.00 for a total of \$269,323.00, and

BE IT FURTHER RESOLVED: That \$110,000 will come out of the Sewer Dept. operating budget and the remaining \$159,323.00 will come out of Sewer Capital Reserve Fund and will be subject to Permissive Referendum as permitted by law.

Roll call vote on the Resolution was as follows:

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

NAYES: None

The Resolution was declared adopted.

Kurt Allman; Highway Superintendent reported the separator tank has been installed with the cover on and awaiting for the electrician to connect the pump at the Highway Garage. He also reported the fuel now gets delivered on an as needed basis. The Board asked that he send a letter informing the fire and ambulance departments that this tank is being removed from service and they will need to seek alternative fuel methods. Mr. Allman also presented the Board with his tentative Highway Department capital plan. Discussion ensued.

Councilman Watson updated the Board regarding the draft "Peddler's Law". Discussion ended.

Public Comment: No one wished to comment.

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

Abstract Number: #9
Voucher #s: 14-561, 14-581 thru 14-681

GENERAL FUND	\$ 44,025.38
HIGHWAY	\$ 25,638.94
WATER	\$ 88,113.21
<u>SEWER</u>	<u>\$ 5,065.45</u>
GRAND TOTAL:	\$162,842.98

The motion was carried.

Councilman Orbaker made a motion, seconded by Councilman Verno, to adjourn the meeting at 8:27 PM. The motion was carried.

Respectfully Submitted,



Marlene A. Gulick
Town Clerk