

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, July 23, 2013. 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 at 7:30 PM on Tuesday, July 23, 2013, 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

Kurt Allman; Highway Superintendent, Phil Dean, Todd Brennessel, Wilma Young; Sun & Record, Monica Deyo; Times of Wayne County and the undersigned Town Clerk were also present.

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.

Correspondence from WC Public Works Dept.
Letter from NYSDEC
Letter from TACFL

The motion was carried.

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

- a. previous minutes: July 9, 2013
- b. accept the Supervisor's report
- c. pay the Library bills as audited by the Library Board of Trustees:
vouchers 956 - 970, total \$1,580.03
- d. approve the following budgetary transfers

<u>From</u>	<u>Amount</u>	<u>To</u>
<i>General Fund</i>		
1990.9 Contingent Acct.	\$ 232.37	1220.4 Supervisor CE
	\$492.30	1330.1 Tax Collector PS PT Clerk
	\$ 93.19	1410.2 Town Clerk Eq.
	\$1,504.54	1410.4 Town Clerk CE

<u>From</u>	<u>Amount</u>	<u>To</u>
1990.9 Contingent Acct.	\$ 3,747.12	1650.4 Central Comm.
	\$ 2,390.73	5010.4 Supt.of Highways CE
	\$ 48.04	7550.4 Celebrations CE
	\$ 250.90	8020.4 Planning CE
<i>Highway Fund</i>		
5112.3 Capital Outlay "Chips"	\$24,000.00	5130.2 Machinery Equipment
9901.9 Interfund Transfer	\$60,000.00	
5110.4 General Repairs Contr.	\$30,000.00	
<i>Water Fund</i>		
8310.200 Admin. Eq.	\$ 602.09	8310.461 Admin. CE
8340.415 Trans/Dist. Serv. Spply	\$ 227.53	8340.460 Trans/Dist Misc
<i>Sewer Fund</i>		
1990.9 Contingent Acct.	\$ 2,008.42	1440.4 Engineer CE

The motion was carried.

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

WHEREAS: The International Joint Commission (IJC) has announced consideration of a new plan that will replace the current regulation plan (58DD) that controls water levels of Lake Ontario and the stated purpose of the new plan, known as PLAN2014 is to reverse environmental damage caused by the current regulation plan (58D), particularly with regard to the restoration of 65,000 acres of shoreline meadow marsh; and

WHEREAS: PLAN2014 will increase the current range of water levels that private and public riparian property owners relied on for the last 50 years and according to a peer review conducted by the National Academy of Sciences, the potential environmental benefits of the PLAN2014 are based upon speculative and unreliable research; and

WHEREAS: Projected lake levels under the proposed plan will result in increased duration and frequency of high and low water, significantly increasing the potential for damages to Lake Ontario riparians (estimated at over \$2.2 million per year, which is likely an underestimate) and negatively impacting sport fishing and recreational boating economics across the entire region (estimated at over \$94 million per year); and

WHEREAS: PLAN2014 greatly decreases protections that exist in the current plan, replacing them with a plan that results in the transfer of prosperity from Town of Williamson and other Lake Ontario communities to Hydropower (NYPA and others) who will realize a benefit of approximately \$5.3 million per year on average, and

WHEREAS: Town of Williamson residents who own property or businesses along the Lake Ontario shore, including its bays, tributaries and ponds, have voiced their concern about a proposed change in the lake levels that would result in significant damage to their properties, and a corresponding decrease in revenues from recreational boaters and fishermen, both locally-based and those traveling internationally; and

WHEREAS: Town of Williamson residents and elected officials are resolute in protecting the waters, streams, and harbors of Lake Ontario, the home for some of the best sport fishing, pleasure sailing and power-boating in the world; and

WHEREAS: Modifying the current range of operation by PLAN2014 further hinders boating access and when combined with the protracted absence of federal funding for maintenance dredging of our federal shallow draft harbors, will cause

significant and measurable negative financial impacts to the local and regional economy;

NOW THEREFORE BE IT RESOLVED: The Town Board of the Town of Williamson does herewith respectfully request that the International Joint Commission *reject* in its entirety all current plans for the implementation of the PLAN2014; and be it further

BE IT FURTHER, RESOLVED: That the IJC immediately enact a moratorium on the development of any future proposals to modify the range of water levels on Lake Ontario until the completion of a thorough, objective and all inclusive analysis of the potential economic damages on tourism, recreation, business and residences along the south shore of Lake Ontario (including properties located along harbors, rivers and streams) with a specific section dedicated to the thorough evaluation of damages in Williamson where impacts have been identified as the most acute; and

BE IT FURTHER, RESOLVED: That as part of this study, the Town of Williamson recommends the Commission also assess the amount of civil work and financial assistance required to mitigate the damage of any future plans, and identify funding sources available to offset said actions; and

BE IT FURTHER, RESOLVED: That this study must also evaluate the environmental impacts of repeated flooding of the built environment, to include the identification of the constituents of point and non-point source runoff and the impacts of sediment and nutrient loading on the quality of water in the impacted areas; and

BE IT FURTHER, RESOLVED: That the Town Board of the Town of Williamson respectfully requests a formal response to this resolution by the International Joint Commission at their earliest convenience; and

BE IT FURTHER, RESOLVED: That certified copies of this resolution be forwarded to the International Joint Commission, Governor Andrew M. Cuomo, the New York Department of State, Joe Martens, Commissioner of the New York State Department of Environmental Conservation, the New York State Environmental Facilities Corporation, U.S. Senator Charles E. Schumer, U.S. Senator Kirsten E. Gillibrand, U.S. Congresswoman Louise Slaughter, Congressman Dan Maffei, Senate Environmental Conservation Committee, State Senator Nozzolio, Assemblyman Robert Oaks, and all others deemed necessary and proper.

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.

Supervisor Hoffman made a motion, seconded by Councilman Verno, to authorize the Town Clerk to sign the annual software support agreement with Williamson Law Book Co. for technical and software support for the Town Clerk program. The cost of this support contract will be \$665.50 per year. The motion was carried.

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

WHEREAS: The Town of Williamson currently owns 51.87 acres of land on South Centenary Road in the Town of Sodus, known as the Williamson Town Gravel Pit

land tax ID #'s 67116-00-874295, 67116-00-971253 and 68116-00-035241, and

WHEREAS: The property is no longer used or needed by the Town of Williamson for a gravel pit and the Town Board of the Town of Williamson is hereby declaring the property as surplus,

NOW, THEREFORE, BE IT RESOLVED: That the Town Board of the Town of Williamson authorizes the Town Clerk to advertise in the official town papers the week of August 26, 2013, that the property will be listed on GovDeals.com for sale beginning August 26, 2013 until September 27, 2013 and any interested parties may go to that website to bid on the property, and

BE IT FURTHER RESOLVED: That the sale of said property is subject to permissive referendum as required by law. The Town Board has the right to reject all bids.

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.

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

WHEREAS: A Capital Reserve was established for purchasing equipment for the Highway Department, and

WHEREAS: The General Municipal Law of the State of New York allows for the purchase of municipal equipment from contracts bid by other municipalities, and

WHEREAS: Oneida County has previously solicited bids for the purchase of various vehicles and equipment, including the plow equipment for the class 8, 10 wheeler cab & chassis; and

WHEREAS: Oneida County has reviewed all bids and has made an award to the lowest responsible bidder which bid award is open to all political subdivisions within the State of New York; and

WHEREAS: The Town of Williamson needs to purchase new plow equipment for the new 2014 class 8, 10 wheeler cab & chassis in the Highway Department

NOW, THEREFORE, BE IT RESOLVED: That the monies to pay for this plow equipment, not to exceed \$73,000.00, will be transferred from the Highway Reserve Fund, to Highway Fund line 5130.200, and

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

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 Clerk to advertise in the appropriate papers the week of July 14, 2013, to conduct a

dog enumeration (census) beginning August 12, 2013. Article 7 of New York State Agriculture and Markets Law requires that any dog 4 months or older must be licensed in the local town they are sheltered in. The dog enumeration will be conducted by mail, enabling dog owners to remit by mail. The motion was carried.

Supervisor Hoffman informed the Board that he had received another request to lower the speed limit on Salmon Creek Road. He explained there had already been previously three other requests to the NYS DOT to address this request. The Board from the last request dated 6/14/2011 agreed to send to Senator Nozzolio a certified copy of a resolution requesting the reduction from 50 mph to 40 mph along Salmon Creek Road from Shepherd Road to Route 104. Prior to that the request, a speed study was done by the NYS DOT in April of 2010 recommending that the speed limit remain at 50 miles per hour. The Board agreed that nothing else could be done.

Councilman Verno made a motion, seconded by Councilman Orbaker, to authorize the Town Clerk to advertise in the official Town Papers and the Pennysaver the weeks of August 11, 2013 that a free computer and electronics recycling event will take place in the Town of Williamson on Saturday, August 24, 2013 from 9:00 a.m. until 1:00 p.m. The event will take place at the Town Complex, 6380 Route 21, Williamson. There will be no cost for this event. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Bixby, to authorize the Town Supervisor to sign Amendment 1 to the Engineering Agreement with Greenman-Pedersen, Inc. for the water reservoir project. The amendment is an increase in services to be performed by the Engineer and an increase of \$15,100.00. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Bixby, to authorize the Town Supervisor to sign an engineering agreement with Barton and Loguidice for watermain replacement on Ridge Road from 4100 Ridge Road to Locust Street for an area of approximately 1900 feet. The cost for these services is not to exceed \$23,400.00. The motion was carried.

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

WHEREAS: The Town of Williamson desires to purchase a new 2014 class 8, 10 wheeler cab & chassis, and

WHEREAS: The General Municipal Law of the State of New York allows for the purchase of municipal equipment from contracts bid by other municipalities, and

WHEREAS: Oneida County has previously solicited bids for the purchase of various vehicles including the class 8, 10 wheeler cab & chassis; and

WHEREAS: Oneida County has reviewed all bids and has made an award to the lowest responsible bidder which bid award is open to all political subdivisions within the State of New York; and

WHEREAS: The Town of Williamson, wishes to purchase a new 2014 class 8, 10 wheeler cab & chassis off of the Oneida County contract;

NOW, THEREFORE, BE IT RESOLVED: That the Town Highway Superintendent is hereby authorized to purchase a new 2014 class 8, 10 wheeler cab & chassis off of the Oneida County contract not to exceed \$117,000.00 and for such purpose to execute the appropriate documents to complete the purchase of the vehicle, and

BE IT FURTHER RESOLVED: That the monies will be taken from the Highway Fund, line 5130.2 machinery equipment.

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 approve the disposal of dirt and stone as per agreement at 2999 Lake Road, Williamson, New York. The dirt and stone is from the watermain replacement project on Lake Road. The motion was carried.

Councilman Verno made a motion seconded by Councilman Bixby, to authorize the Town Supervisor to sign an agreement between the Town of Williamson and the Town of Sodus for the sale and purchase of water for Town of Sodus's Water District No. 10. The agreement will go into effect upon signing. The motion was carried.

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:	14
Voucher #s:	971 - 1029
GENERAL FUND	\$ 51,949.18
HIGHWAY	\$ 24,631.11
WATER	\$ 32,703.77
SEWER	\$101,155.88
BUS IMP DIST	\$ 474.00
<u>LIGHTING DIST.</u>	<u>\$ 3,065.38</u>
GRAND TOTAL:	\$213,979.32

The motion was carried.

Councilman Verno made a motion, seconded by Councilman Orbaker, to adjourn the meeting at 7:53 PM. The motion was carried.

Respectfully Submitted,
Marlene A. Gulick
Marlene A. Gulick, Town Clerk