

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, October 8, 2013. The following were

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

ABSENT: None

Councilman Verno made a motion, seconded by Councilman Watson, to enter into Executive Session to discuss pending litigation at 7:00 PM. The motion was carried.

Councilman Bixby made a motion, seconded by Councilman Verno, to return to Open Session at 7:20 PM. The motion was carried.

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, October 8, 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

Calvin Hood; Water Treatment Plant Chief Operator, Kurt Allman; Highway Superintendent, Ray Walvoord, George McConochle and Kevin Schulte; with “Sustainable Energy Developments” [SED], Phil Dean, Wilma Young; Sun & Record, Monica Deyo; Times of Wayne County and the undersigned Town Clerk were also present.

Discussion with the Board and Kevin Schulte; with “Sustainable Energy Developments” [SED] regarding the solar project to be installed at the previous landfill site located on Pound Road.

A notice having been published for a Public Hearing regarding proposed Local Law #3-2013, to amend Chapter 68, Section 5 – “Personnel”. Supervisor Hoffman read the rules of a Public Hearing. He declared the Hearing open at 7:32 PM. Supervisor Hoffman explained the changes and the additions to the Local Law. As no one wished to comment or ask questions, the Public Hearing was closed at 7:33 PM with a motion made by Councilman Verno, seconded by Councilman Orbaker. The motion was carried.

Public Comment: No one wished to comment.

Ongoing discussion with the Board and Kevin Schulte regarding the solar project.

Councilman Verno made a motion, seconded by Councilman Bixby, to authorize the Town Supervisor to sign a Solar Energy Power Purchase Agreement with Distributed Sun Project Company upon approval of the Bernard P. Donegan, Financial Advisors. The agreement is to authorize the Distributed Sun Project Company to lease property from the Town of Williamson to install, finance, own and operate a solar energy facility and the Town of Williamson agrees to purchase all the energy produced by the system. Discussion ensued. After much discussion the Board agreed to rescind the motion and asked the Supervisor to ask the Town Attorney the following questions:

- Make sure the contract is sound and protects the Town
- Who can the excess electric be sold to
- If we own the equipment, can we and who can we sell it to

The Board scheduled a Work Session for Thursday, October 10th, 2013 at 3:00 PM in the Town Complex conference room to discuss the answers received from the Town Attorney regarding the solar project.

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

- a. previous minutes: September 17, 2013 & September 24, 2013
- b. presentation of the Town Clerk's report
- c. accept the Supervisor's report for September
- d. accept the departmental monthly reports
- e. pay the Library bills as audited by the Library Board of Trustees:
vouchers 1342 – 1349, total \$2,243.10
- f. approve the budgetary transfers

<u>From</u>	<u>Amount</u>	<u>To</u>
<i>General</i>		
1110.2 Justices EQ	\$ 718.17	1110.4 Justices CE
1220.2 Supervisor EQ	63.84	1220.4 Supervisor CE
1990.9 Contingency	8.98	1410.4 Town Clerk CE
	3,118.58	1420.4 Attorney CE
	1,116.56	1650.4 Central Communication
1620.2 Buildings EQ	2,039.60	1620.4 Buildings CE
1990.9 Contingency	355.51	5010.4 Supt. of Highway CE
<i>Highway Fund</i>		
5140.1 Misc (Brush/Weeds PS	10,945.49	5112.4 Permanent Improv.
	3931.25	5140.4 Misc (Brush/Weeds)
<i>Water Fund</i>		
1990.9 Contingency	5,545.00	1440.4 Engineer
	19.09	8310.422 Administration CE
8340.415 Trans/Dist. SS	287.12	8340.460 Trans/Dist Misc
	2,953.80	8340.414 Trans/Dist Meters
<i>Sewer Fund</i>		
1990.9 Contingency	12,985.67	1440.4 Engineer CE
8120.2 Collecting System/Line	27,462.55	8120.4 Collecting System/Line

The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Bixby for the following amendment to the 2014 Preliminary Budget:

	<u>From</u>	<u>To</u>
<i>General Fund –</i>		
Appropriations		
Engineering 1440.400	\$ 1,000	\$ 0
Garage 5132.400	\$32,000	\$ 2,000
Traffic Control 3310.400	\$12,500	\$11,500
	<u>From</u>	<u>To</u>
Health Ins. 9060.800	\$189,953	\$162,795
Revenues		
Sales Tax: County Dist.	\$400,000	\$412,000
<i>Highway Fund –</i>		
General Repairs 5110.400	\$ 80,300	\$ 78,300
<i>Library –</i>		
Contractual 7410.400	\$ 18,486	\$ 16,486

The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Bixby, to authorize the Town Clerk to advertise, in the official Town papers the week of October 6th, 2013 to hold a Public Hearing on October 22rd, 2013 at 7:30 PM for proposed Local Law #4 entitled “Real Property Tax Levy Limit”. The motion was carried.

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

WHEREAS: The Town Board declared the gravel pit on Centenary Road in the Town of Sodus as surplus and advertised it for sale on GovDeals.com, and

WHEREAS: A winning offer of \$80,100.00 has been accepted by the Town Board with an additional \$6,007.50 of fees for a total of \$86,107.50 to be paid to the Town of Williamson,

NOW, THEREFORE, BE IT RESOLVED: That the Town Supervisor is authorized to sign any and all papers regarding the sale of the property with the approval of the Town Attorney.

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 adopt proposed Local Law #3 entitled “Personnel” to amend Chapter 68 – Building Code Administration, Section 5 – Personnel. The motion was carried.

Chapter 68, Section 5, "Personnel"

A. To qualify for employment, the Building Inspector shall be duly certified as a Code Enforcement Officer by the Secretary of State of the State of New York.

B. To qualify for employment, as Assistant Building Inspector shall be duly certified as a Code Enforcement Officer by the Secretary of State of the State of New York.

F. The positions of Assistant Building Inspector and Acting Building Inspector need not be held by residents of the Town of Williamson, but may be held by residents of the County of Wayne.

Supervisor Hoffman announced he was waiting for a formal notification explaining the Town of Williamson was exempt from being a part of the Municipal Separate Storm Sewer System (MS4) designated by the NYS Department of Environmental Conservation

Councilman Verno made a motion, seconded by Councilman Bixby, to authorize the Town Clerk to submit the proper forms to the Wayne County Highway Department of Transportation to request the Department of Transportation to perform a study regarding placing stop signs at the intersection of Woods and Tuckahoe. There is currently a stop sign on Woods Road and a request for stop signs on Tuckahoe Road has been received. The motion was carried.

Councilman Orbaker made a motion, seconded by Councilman Bixby, to authorize the Town Supervisor to sign a snow removal agreement with the Williamson Central School District for snow removal from the sidewalk between the four corners of Williamson to the High School. The cost per trip will be \$70.00. The Town will remove the snow and the school district is to pay one half of that cost (\$35.00). The motion was carried.

Councilman Verno made a motion, seconded by Councilman Bixby, to authorize the attendance of two personnel at a NYS DEC endorsed 4 hour Erosion and Sediment training class to be held at the MC Soil and Water Conservation District facilities in Rochester, New York on October 31, 2013 from 8 AM until 12 PM. The cost for this class will be \$100.00 per person with all other necessary and actual expenses as a Town charge. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Bixby, to approve the disposal of fill dirt and debris at 5775 Townline Road in Williamson. Discussion ensued. Councilman Verno made a motion, seconded by Councilman Orbaker to rescind the motion due to there not currently being a project that the Water or Highway Departments are working on where there would be access dirt and debris.

Councilman Orbaker made a motion, seconded by Councilman Bixby, to authorize the potential buyer of the Williamson gravel pit property permission to enter onto the property to mow and to have trees on the property evaluated for future logging after the sale is complete. The motion was carried.

Calvin Hood updated the Board on the Reservoir Painting Project. The reservoir was being drained today and should be completed by 10:00 AM on Wednesday. The plant is now running 24/7. Presser washing also started today. The project is scheduled to be completed in 1 – 1 ½ months.

Supervisor Hoffman explained they would not be discussing the paving of Hamilton Street Ext. because the Town Attorney was not able to attend this meeting to explain the legalities of it. Supervisor Hoffman stated it would be rescheduled.

Councilman Bixby questioned where we are on the sale of Everdyke Ext. property to the county. Supervisor Hoffman informed it was being held up by the county attorneys and he would look into it.

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: 19
Voucher #s: 1341; 1350 – 1407

GENERAL FUND	\$ 15,257.21
HIGHWAY	\$ 22,648.60
WATER	\$ 8,061.65
SEWER	\$ 69,367.70
H-19 SAFE RTS TO SCHOOL	\$ 4,204.83
<u>DRAINAGE</u>	<u>\$ 100.00</u>
GRAND TOTAL:	\$119,639.99

The motion was carried.

Councilman Watson made a motion, seconded by Councilman Orbaker, to adjourn the meeting at 8:24 PM. The motion was carried.

Respectfully Submitted,

Marlene A. Gulick

Marlene A. Gulick, Town Clerk