

**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 October 12, 2004. The following were**

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

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 October 12, 2004 by Supervisor Hoffman with the Pledge of Allegiance. The following were**

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

ABSENT: None

Valarie J. Fowler, Eugene E. Lochner, Todd Lewis, Phil Dean, Sandy Miller, Tom VanDeWalle, Gary Prodrick, Franklin Clark, Elizabeth Herbert and the undersigned Town Clerk were also present.

Public Comment: No one wished to speak.

The Board discussed the Fire District Budgets and Rural coverage in the Town of Williamson. Frank Clark; Williamson Commissioner, Eugene Lochner and Tom VanDeWalle; Pultneyville Commissioners, and Gary Prodrick; East Williamson Commissioner along with The Board agreed to form a committee to work on dissolving the Rural Fire Districts.

Todd Lewis, Water Treatment Plant Operator discussed increases in his budget.

The Town Board agreed to schedule a Budget Worksession for October 19, 2004 at 7:00 PM. They would like at that time to meet with John Manahan; Wastewater Plant Operator, Bill Dobie; Outside Working Water Forman, and Jerry Hubright; Highway Superintendent.

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

Thank you note from the Apple Blossom Committee  
Memo from Library Director, Cheryl Gravelle

The motion was carried.

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

- a. previous minutes: September 28, October 5
- b. presentation of the Town Clerk's report
- c. accept the Supervisor's report
- d. pay the Library bills as audited by the Library Board of Trustees:  
vouchers 243-252, total \$4,639.43
- e. to accept the following budgetary transfers:

<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
<u>A-GENERAL FUND</u>		
A1990.900 Conting.	\$ 500.00	A1220.400 Suprv. Contr.
A1990.900 Conting.	5,000.00	A1620.400 Bldngs. Contr.
A1990.900 Conting	2,000.00	A1660.400 Cent Store-Contr
A1990.900 Conting	500.00	A3510.400 Animal Contr Dogs-Contr
A1990.900 Conting	300.00	A5010.400 Sup High- Contr.

<u>DA-HIGHWAY FUND</u>		
DA5130.100 Pers. Srvc	19,235.78	DA5110.100 Pers Srvc
DA5130.100 Pers. Srvc	2,704.16	DA5112.100 Pers. Srvc
<u>F-WATER FUND</u>		
F8320.2 Admin-Heat/Gas	10,000.00	F8320.421 Supp/Power/Pump-Elect
<u>SS-SEWER FUND</u>		
SS8130.444 Sewage Treat.-Sludge Haul.	2,000.00	SS8120.440 Sewer Lines-Vele Maint.
<u>H16 – TOWN HALL COMPLEX</u>		
H16-1620.281 Site Work	872.36	H16-1620.200 Equipment

The motion was carried.

The Board discussed the Charette. The Planning Board is asking for a lot of community support in the Charette. It is being schedule for either in March or April 2005.

Supervisor Hoffman made a motion, seconded by Councilman Monsees, for the following changes to the Tentative Budget for 2005, as follows:

<u>APPROPRIATIONS:</u>	<u>From</u>	<u>To</u>
<u>GENERAL FUND –</u>		
A7550.444 Apple Blossom Cont.	\$2,000	\$20,389
A1355.120 Assessment PS Clerk	\$ 0	\$ 8,160
<i>add</i> A6989.440 Economic Development - Charette		\$ 1,000
<u>REVENUES:</u>		
<i>add</i> A2705AB Gifts & donations – AB	\$ 0	\$18,039
<u>WATER –</u>		
F8310.110 PS Meter reader	\$3,200	\$ 3,400
<u>LIBRARY</u>		
L9060.8 Hosp. & Med Insurance	\$51,595	\$55,859
<u>FIRE DISTRICTS –</u>		
Rural	\$150,000	\$168,000
Williamson	\$ 50,000	\$ 56,000
East Williamson	\$ 50,000	\$ 56,000
Pultneyville	\$ 50,000	\$ 56,000

The motion was carried.

Councilman Warren informed The Board on progress at the Park. Work is being done on the Legion's Field.

Supervisor Hoffman made a motion, seconded by Councilman Orbaker, requesting the Clerk to advertise in Sun & Record, issue of October 14, 2004 for the upcoming Public Hearing for the Fire Protection Contracts to be held in the Williamson Town Hall Meeting Room, on Tuesday, October 26, 2004 at 7:30 p.m., and also to advertise in Sun & Record, issues of October 14 & 21, 2004 for the upcoming Public Hearing for the 2005 Town of Williamson Budget to be held in the Williamson Town Hall Meeting Room, on Tuesday, October 26, 2004 immediately following the Fire Protection Contracts Hearing. The Tentative Budget has \$168,000 for the Rural Fire District, with Williamson, East Williamson, and Pultneyville each showing a tentative budget amount of \$56,000 from Rural Fire District with a proposed amount for the preliminary budget of \$168,000 with Williamson, East Williamson, and Pultneyville each showing a preliminary amount of \$56,000 from Rural Fire District. The motion was carried.

Councilman Monsees made a motion, seconded by Councilman Orbaker, to set the rate of pay for the Bingo Inspector for the 2004+2005 year at \$30.00 per inspection. The motion was carried.

A Joint meeting with The Town Board and The Williamson School Board is scheduled for November 16<sup>th</sup>, 2004 at 7:00 PM. The Board would like to see an agenda, Supervisor Hoffman will look into it.

Councilman Monsees made a motion, seconded by Councilman Verno, to advertise in the Sun & Record issue of October 21, 2004 for applications for a part-time clerk in the Town Clerk's office. Applications will be accepted until November 5, 2004 at 4:00 PM. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Warren, to adopt the proposed Local Law #2, 2004 – Temporary Moratorium on Building, Assembling and Installation of Power Generating Windmills in the Town of Williamson. The motion was carried.

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**Temporary Moratorium on Building, Assembling and Installation of Power Generating Windmills  
LOCAL LAW NO. 2 OF 2004**

A local law providing for the Temporary Moratorium on Building, Assembling and Installation of Power Generating Windmills in the Town of Williamson.

Be it enacted by the Town Board of the Town of Williamson as follows:

**SECTION 1. Purpose.**

(a) It is the purpose of this law to prevent and avoid serious detrimental environmental, planning and economic concerns for a reasonable period of time in order to effectuate solutions to those serious and detrimental conditions which threaten the Town of Williamson by allowing degradation of its significant environmental and agricultural resources and in order not to undermine the conscious and continuous determination by the town to resolve and lessen such threats to health, safety and welfare of the citizens of the Town of Williamson. It is also the purpose of this law to allow the Town of Williamson a reasonable period of time in order to study the varying uses and effects of power generated windmills within the Town.

(b) It is the further purpose of this law to enable the Town of Williamson to cease building, assembling and installation of power generating windmills for a reasonable period of time pending:

- (i) the completion of a plan for regulating the building, assembling and installation of power generating windmills;
- (ii) the adoption of a local law and/or other ordinances necessary to effectuate that plan by the Town of Williamson;
- (iii) it is understood that this moratorium is a Type II Action under the State Environmental Quality Review Act (SEQRA) and as such SEQRA does not apply to moratoria.

(c) It is the further purpose of this law to fulfill the Town's constitutional, statutory and legal obligations to protect and preserve the public health, welfare and safety of the citizens of the Town of Williamson, and in particular, to protect the value, use and enjoyment of property in the Town, to prohibit the building and installation of power generating windmills and thus defer any necessary official governmental action permitting the installation of new signs until the Town Board has instituted and completed proceedings on recommendations for adoption of the building, assembling and installation of power generating windmills and any other necessary ordinances or amendments to the ordinances of the Town of Williamson.

**SECTION 2. Imposition of Moratorium and Duration.**

(a) For a period of one (1) year from and after the adoption date of this law, no new power generating windmills (as defined in subsection Section 2(b)) may be built or installed within the Town of Williamson.

(b) A power generating windmill shall be defined as a mill or machine usually acting on oblique vanes or sails that radiate from a horizontal shaft powered by a renewable energy system that converts the energy found in sunlight, wind, falling water, waves, geothermal heat, or biomass into a form readily usable as heat or electricity.

**SECTION 3. Enforcement.**

(a) In the event of a violation or attempted violation of this local law, the Town may seek a court order preventing such violation or an order requiring removal and/or disassembly of any power generating windmill in violation of this local law.

(b) In the event the Town is successful in its proceedings against an offender, then the Town shall be entitled to recover from such offender the costs of the enforcement proceeding including attorneys fees, costs and disbursements.

**SECTION 4. Validity.**

(a) If any section, sentence, clause or phrase of this law is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this law.

**SECTION 5. Effective Date.**

(a) This law shall become effective upon the date of the first publication for the Public Hearing regarding this local law.

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Public Comment: No one wished to comment.

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

<b>Account:</b>	<b>Voucher No.:</b>	<b>Totals:</b>
General Fund	519 through 551	\$13,889.31
Youth	74	
Highway Fund	302 through 328	50,970.69
Water Fund	276 through 289	24,378.82
Sewer District No. 1	185 through 197	8,378.91
Lighting District	10	3,072.16
Capital H – 16	94 through 95	27,885.93
Total:		\$128,575.82

The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Warren, to enter into Executive Session for legal reasons at 8:35 PM. The motion was carried.

Councilman Monsees made a motion, seconded by Councilman Verno, to return to Open Session at 8:50 PM.

Councilman Warren made a motion, seconded by Councilman Orbaker, to adjourn the meeting at 8:51 PM.

Marlene A. Gulick  
Town Clerk