

**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 25, 2011. The following were**

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

ABSENT: None

John Manahan; Wastewater Treatment Plant Chief Operator addressed the Board regarding the purchase of a new mower, purchasing automated samplers, purchasing new generators for Pound Road and East Townline Road and requested the Board give permission to himself and Joe English to take a home study course on "IIA Water Treatment" online at the cost of \$250.00 each. The Board agreed with the purchases but agreed to hold off on the home study course at this time.

**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, October 25, 2011 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, John Manahan; Wastewater Treatment Plant Chief Operator, Phil Dean, Todd Brennessel, Kyle Robinson, Valarie Fowler; Supervisor Secretary, Lenore Youngman, Jackie Walker, Joey Sewilo, Cheryl Gravelle; Library Director, Greg Stitt, Colin Lange, Al Shaw, Ashley Neal, Mathew Wright, Walter Gilges, Wilma Young; Sun & Record, Monica Deyo; Times of Wayne County and the undersigned Town Clerk were also present.

A notice having been published for a Public Hearing regarding proposed Local Law #3-2011, entitled "Real Property Tax Levy Limit". Supervisor Hoffman read the rules of a Public Hearing. He declared the Hearing open at 7:31 PM. Supervisor Hoffman reviewed and explained the intent of the law. Supervisor Hoffman stated the law was to protect the Town against any penalties or fines in case the Board had to go over the 2% cap mandated by the State. He also explained the law had to be done every year. Questions and comments were heard from: Walter Gilges, Lenore Youngman, Jackie Walker, and Valarie Fowler; Supervisor Secretary. After hearing from everyone who wished to comment or ask questions, the Public Hearing was closed at 7:40 PM on motion by Councilman Orbaker, seconded by Councilman Bixby. The motion was carried

A notice having been published for a Public Hearing on the Preliminary 2011 Budget, Supervisor Hoffman gave highlights beginning with the Summary of the Preliminary Town Budget explaining each fund. He explained the 2% cap and how it affects the Town Budget. Supervisor Hoffman declared the Hearing open at 7:47 PM. Questions, statements and comments were heard from: Lenore Youngman, Jackie Walker, Councilman Watson, Councilman Verno and Valarie Fowler; Supervisor Secretary. Walter Gilges presented the Board a spread sheet of the liquid assets of the Town of Williamson which he took from the Preliminary Budget. He questioned the large amounts in the fund balances and reserve funds. After hearing from everyone who wished to comment or ask questions, the Public Hearing was closed at 8:27 PM on motion by Councilman Verno, seconded by Councilman Watson. The motion was carried.

Public Comment: No one wished to comment.

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

- a. previous minutes: October 11, 2011
- b. accept the Supervisor's Report for September
- c. pay the Library bills as audited by the Library Board of Trustees:  
     vouchers: 1927 - 1940                      total: \$11,111.85
- d. approve the following budgetary transfers

<u>From</u>	<u>Amount</u>	<u>To</u>
<b>General Fund</b>		
A7310.412 Rec. Committ Sum Camp	\$ 816.00	A7310.411 Rec. Comm Cont.
A8160.100 Refuse & Garbage	46.68	A7550.400 Celebrations Cont.
A1440.400 Engineering	2,000.00	A1990.900 Contingency
A8160.100 Refuse & Garbage PS	3,000.00	
A8160.400 Refuse & Garbage Cont.	3,140.51	
A1110.400 Justices Contr.	1,550.00	A1620.400 Buildings Cont.
A3620.200 Safety Insp. Equip.	150.00	A3620.400 Safety Insp. Cont.
A5132.400 Garage Contr.	100.00	A5010.400 Spr High. Contr.
A8160.400 Refuse & Garbage	5,000.00	A8010.400 Zoning Cont.
A8810.200 Cemeteries Equip.	500.00	A8810.400 Cemeteries Cont.
<b>Highway Fund</b>		
DA5130.100 Machinery PS	\$10,179.79	DA5112.100 Improvements PS
<b>Water Fund</b>		
F8340.200 Trans & Dist. Equip.	\$6,000.00	F8340.440 Trans & Dist. Veh. Mnt.
<b>Drainage</b>		
SD8540.400 Contractual	\$1,890.00	SD9040.800 Workers Comp.

The motion was carried.

Councilman Bixby made a motion, seconded by Councilman Verno, to authorize the Town Supervisor to sign Photovoltaic System Change Order #1. The change order is to increase the size of the Photovoltaic System at the Williamson Town Complex. The motion was carried.

Councilman Bixby made a motion, seconded by Councilman Verno, to authorize the Town Supervisor to sign a lease agreement with Boy Scout Troop 90 for use of property to the north of the Town Complex from November 1, 2011 to December 31, 2011. The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Bixby, for the following changes to the Preliminary Budget for 2012, as follows:

	<u>From</u>	<u>To</u>
East Williamson Fire District	\$86,700	\$87,000

The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Orbaker, to adopt proposed Local Law #3, 2011, Real Property Tax Levy Limit. The motion was carried.

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**Local Law #2011-3  
“Real Property Tax Levy Limit”**

***Section 1. Legislative Intent***

It is the intent of this Local Law to override the limit on the amount of real property taxes that may be levied by the Town of Williamson pursuant to General Municipal Law §3-c, and to allow the Town of Williamson to adopt a budget for the fiscal year 2012 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

***Section 2. Authority***

This Local Law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by the vote of sixty percent (60%) of the town board.

***Section 3. Tax Levy Limit Override***

The Town Board of the Town of Williamson, County of Wayne, is hereby authorized to adopt a budget for the fiscal year 2012 that requires a real property levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

***Section 4. Severability***

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, pr part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

***Section 5. Effective Date.***

This Local Law shall take effect immediately upon filing with the Secretary of State.

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

WHEREAS: The Town Board has met at the time and place specified in the notice of hearing on the 2012 Preliminary Budget and heard all persons desiring to be heard thereon.

NOW, THEREFORE, BE IT RESOLVED: That the Town Board does hereby adopt such Preliminary Budget, pursuant to Section 109 of the Town Law, as the Annual Budget of this Town for the fiscal year beginning the first day of January 2012, and that such budget as so adopted be entered in detail in the minutes of the proceedings of this Town Board Meeting, and

BE IT FURTHER RESOLVED: That the Town Clerk of this Town pursuant to Section 115 of the Town Law shall prepare and certify, in duplicate, copies of said Annual Budget as adopted and deliver them to the Town Supervisor for presentation to the Board of Supervisors of Wayne County.

Councilman Verno amended the motion, seconded by Councilman Orbaker to change the Highway Superintendent salary from \$65,053 that included the added responsibilities to just the Superintendent salary of \$57,053. The amended motion was carried.

Discussion ensued. Supervisor Hoffman stated the budget had to be adopted by November 15<sup>th</sup> according to State law. Councilman Watson recommended that the Board review Mr. Gilges's presentation and move on the adoption of the budget at the next meeting. Councilman Watson made a motion, seconded by Councilman Orbaker to table the resolution. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Bixby, to authorize the Senior Account Clerk and Clerk to the Supervisor to attend the WC Bookkeeper Association continuing education class at the WC Public Safety Building, on November 16, 2011. The cost of the class is \$30.00 per person with all other necessary and actual expenses a Town charge. The motion was carried.

The Board discussed students participating on town boards. Councilman Bixby stated there are currently students on the Park and Recreation Committees who do not attend. Councilman Watson agreed to go back to the school and find out just how serious the students were about getting involved with local government.

Councilman Watson made a motion, seconded by Councilman Orbaker, for the Town Clerk to advertise for the upcoming opening on the Zoning Board of Appeals. The advertisement will appear in the designated Town papers the week of November 6, 2011 with applications accepted until December 2, 2011 at 4:00 PM. The motion was carried.

Councilman Watson made a motion, seconded by Councilman Orbaker, for the Town Clerk to advertise for the upcoming openings on the Planning Board. The advertisement will appear in the designated Town papers the week of November 6, 2011 with applications accepted until December 2, 2011 at 4:00 PM. 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:

<b>ABSTRACT # 20</b>	<b>2011</b>	
	<u>VOUCHER #</u>	<u>AMOUNT</u>
GENERAL FUND	1843 - 1876	\$ 54,082.80
HIGHWAY	1877 - 1897	\$ 18,816.30
WATER	1898 - 1912	\$ 23,476.99
SEWER	1913 - 1925	\$ 11,642.25
<u>DRAINAGE</u>	<u>1926</u>	<u>\$ 1,890.00</u>
<b>GRAND TOTAL:</b>		<b>\$109,908.34</b>

The motion was carried

Councilman Verno made a motion, seconded by Councilman Orbaker, to enter into Executive Session to discuss a contractual matter at 8:35 PM. The motion was carried.

Councilman Bixby made a motion, seconded by Councilman Watson, to return to Open Session at 8:43PM. The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Orbaker, to adjourn the meeting at 8:39 PM. The motion was carried.

Respectfully Submitted,

Marlene A. Gulick  
Town Clerk