

**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 December 28, 2004. The following were**

PRESENT: Supervisor James D. Hoffman  
Councilman Gary Orbaker  
Councilman Anthony Verno  
Councilman G. Elliott Warren  
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 December 28, 2004 by Supervisor Hoffman with the Pledge of Allegiance. The following were**

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

ABSENT: None

James Nail, John Ferrante, George Harland, Maria and George Ehresman, Donald Hoffman, Sally Verno, Bill Bishop, Marcus Mancini, Harry Buck Sr., Larry Hill, Karl Essler, Wayne Nichols, Ed Merriett, Elizabeth Herbert and the undersigned Town Clerk were also present.

Public Comment: Maria Ehresman, Williamson Central School Superintendent informed the Board she spoke to the owners of Whispering Woods concerning the problem with snow removal in that area and it has been resolved. George Harland asked the Board if the Park could be plowed to make it more accessible to residents for winter activities such as cross country skiing, sledding ect. They will check with Jerry Hubright, the Highway Superintendent.

Whispering Woods representative, Karl Essler, asked the Board for a variance that would allow 20 feet between units instead of the current 30 feet in the development of Phase II at Whispering Woods. Plans for Phase II will be solely for Senior citizens and single families and 80% of that area will have to meet HUD qualifications. Mr. Essler also announced their new Park Manager, Harry Buck. The Board agreed to discuss their request and then forward it on to the Planning Board. The playground promised in Phase I was discussed and the owners promised it would be done in the summer of 2005.

Park Chairman, Ed Merriett again asked the Board to review the revised Park Rules that were submitted to the Board on February 27, 2003. The Board discussed all the changes and agreed to contact the Attorney concerning if the changes would amend the current Local Law. They also agreed to work on the fee structure for the park in the near future. Discussion ensued.

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

- a. previous minutes: December 14, 2004
- b. pay the Library bills as audited by the Library Board of Trustees:  
vouchers 310 – 318, total \$4,054.02
- c. to accept the following budgetary transfers:

<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
<u>A-General Fund</u>		
A1110.200 Justice equip.	\$ 269.59	A1110.400 Justices contractual
A1450.410 Elections inspector	45.60	A1450.400 Elections contractual
A1990.900 Contingency Acct.	308.36	A1650.400 Central Comm. Contrac.
A1990.900 Contingency Acct.	270.90	A1660.400 Central Store Contrac.
A1990.900 Contingency Acct.	2015.49	A3310.400 Traffic Control Contrac.
A1990.900 Contingency Acct.	21.32	A3510.400 Animal Control Contrac.
A1990.900 Contingency Acct.	103.44	A8020.400 Planning – Contrac.
<u>DA-Highway</u>		
DA5112.400 Improve-Contr	4,500.00	DA5142.400 Snow Remov-Town
DA5140.400 Misc – Contr	700.00	DA9060.800 Hosp/Med Ins

F-Water Fund

F8310.424 Admin-Telephone	300.00	F8310.461 Admin-Misc
F8330.411 Purif-Chlor	110.00	F8320.440 Supp/Pow/Pump-Repair
F8330.411 Purif-Chlor	15.00	F8330.410 Purif-Lab Srvc

H16-Town Complex

H16-1990.400 Conting	4,900.00	H16-1620.220 Fiscal Expenses
H16-1990.400 Conting	23.94	H16-1620.250 Legal Expenses

The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Verno, to keep the gas & electric accounts with Energetics for the supply of gas & electric for the Town accounts. This was the least expensive of the companies that were contacted for price costs. The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Verno, to authorize the Town Supervisor to sign an agreement with Raymond F. Wager, CPA, PC to assist the Account Clerk with year-end closing of books, the AUD, bond transactions and closing of capital project H14. The cost for these services is not to exceed \$4,000.00. The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Verno, to authorize the Town Supervisor to sign an addendum agreement with Raymond F. Wager, CPA, PC to conduct a forensic audit of the Town Clerk’s records for the months of July, August, September and October 2004. The cost for this service is not to exceed \$3,900.00. The motion was carried.

Councilman Monsees made a motion, seconded by Councilman Verno, to authorize the Town Supervisor to sign an agreement to hire Paramount Corporate Building Services, Inc. to clean the Town Hall, excluding the Library, at an annual amount of \$4,400 [\$75.00 for weekly and \$250 each for Spring and Fall cleaning] as an Independent Contractor. The motion was carried.

Councilman Warren made a motion, seconded by Councilman Orbaker, to reappoint the following persons to the Park Committee with the designated term:

- Michael Bixby – 3 years
- Gareth Nichols – 3 years

The motion was carried.

Councilman Monsees made a motion, seconded by Councilman Verno, to authorize the Town Supervisor to sign an agreement with Tyco for fire alarm and fire sprinkler testing and inspections. The cost for one half year is \$825.00 and for the second year \$1,649.00 with provisions for annual renewal, up to five years, at no increase in cost. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Orbaker, to reappoint Mr. Leigh Furnal to the Zoning Board of Appeals. His term of office will be for five years, from January 1, 2005 to December 31, 2009. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Monsees, to reappoint Mr. Dave Feindel to the Planning Board. His term of office will be for seven years, from January 13, 2005 to January 12, 2012. The motion was carried.

Bids for the purchase of No. 2 fuel oil, diesel fuel and unleaded plus gasoline having been received and opened on December 16, 2004, at 11:00 a.m., at the Town Hall were as follows:

Name	No. 2 Fuel Oil	No. 2 Winterized Diesel Fuel	Unleaded Plus Gasoline
E & V Energy Co. 2719 Erie Drive P.O. Box 1226 Weedsport, New York 13166	1.3696	1.4056 (+1¢ per gal for ea. 10%)	1.2591
Nichols Gas & Oil 922 Route 31F P.O. Box 616 Macedon, New York 14502	1.3820	1.4300	1.3250

Suburban Energy Services	1.6642	1.7045	1.6052
3978 Oran Gulf Road			
Manlius, New York 13104			

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

WHEREAS: On December 16, 2004, bids were received and opened for No. 2 Fuel Oil, No. 2 Winterized Diesel Fuel, and Unleaded Plus Gasoline, and

WHEREAS: The bids were examined to determine that they are in the best interest of the Town, and

NOW, THEREFORE, BE IT RESOLVED: That E & V Energy Co. be awarded the bids for No. 2 Fuel Oil, and unleaded plus gasoline; Nichols Gas & Oil Inc. be awarded the bid for No. 2 Winterized Diesel Fuel being the lowest bids received.

Mr. Nichols explained the differences in the bids that were submitted in detail and asked the Board to consider the examples he provided before awarding the bid. Discussion ensued. Councilman Verno made a motion, seconded by Councilman Monsees, to Table the Resolution for further research. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Warren, to authorize the Town Clerk to send a letter to Mr. Joseph Caternolo, 6501 E. Townline Road, acct. no: L1310, to inform them of the possibility of his water being shut off due to none compliance with access to the water meter. The motion was carried.

Public Comment: George Harland would like to see the Town encourage outside residents using the Park with reasonable usage.

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

<b>Account:</b>	<b>Voucher No.:</b>	<b>Totals:</b>
General Fund	712 through 742	\$ 22,095.02
Youth	84 through 86	
Highway Fund	417 through 431	19,375.55
Water Fund	354 through 371	44,492.88
Sewer District No. 1	256 through 265	25,670.26
<u>Capital H – 16</u>	<u>105 through 109</u>	<u>11,820.47</u>
Total:		\$ 123,454.18

The motion was carried.

Councilman Monsees made a motion, seconded by Councilman Orbaker, to enter into Executive Session for discussion regarding Union Contract negotiations at 9:05 PM. The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Orbaker, to return to Open Session at 9:17 PM. The motion was carried.

Councilman Monsees made a motion, seconded by Councilman Warren, to adopt the memorandum of Agreement between the Town of Williamson and Local #1635-G AFSCME Council 66 regarding the existing collective bargaining agreement as follows:

WHEREAS: The current Collective Bargaining Agreement being utilized by the parties

was originally effective from January 1, 2000 to December 31, 2002, and

WHEREAS: After extensive negotiation sessions, which also included a PERB appointed Mediator, as well as a Hearing and Report from a PERB appointed Fact Finder, the aforementioned Collective Bargaining Agreement was imposed and extended to December 31, 2003, and

WHEREAS: After extensive negotiation sessions, which commenced in March 2004 and concluded on December 16, 2004 the parties hereby mutually agree as follows:

1. That the existing Collective Bargaining Agreement is extended to December 31, 2004.
2. That from the period of January 1, 2004 to December 31, 2004 the percent increase for wages is 0% (zero).

3. That any and all of the other provisions contained in said Collective Bargaining Agreement remain in full force and effect. Until such time as the conditions of the current extended Collective Bargaining Agreement shall be binding of the parties, notwithstanding the foregoing, the parties agree to continue to negotiate a resolution to the grievance regarding interpretation of Art. VII Section 3(d).

The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Orbaker, to enter into Executive Session for discussion regarding personnel reasons at 9:36 PM. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Orbaker, to return to Open Session at 9:54 PM. The motion was carried.

Councilman Monsees made a motion, seconded by Councilman Warren, to adjourn the meeting at 9:55 PM.

Marlene A. Gulick  
Town Clerk