

**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, September 14, 2010. The following were**

PRESENT: Supervisor James D. Hoffman  
Councilman Gary Orbaker  
Councilman Michael Bixby

ABSENT: Councilman Thomas D. Watson  
Councilman Anthony Verno

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 and was called to order at 7:30 PM on Tuesday, September 14, 2010, by Supervisor Hoffman with the Pledge of Allegiance. The following were**

PRESENT: Supervisor James D. Hoffman  
Councilman Gary Orbaker  
Councilman Michael Bixby

ABSENT: Councilman Thomas D. Watson  
Councilman Anthony Verno

Ed Merriett; Park Chairman, George Harland, Bob Henderson, Erin Thomas; Physical Activity Educator at Cornell Cooperative Extension, Ruth Kinsman, Wilma Young; Sun & Record, and the undersigned Town Clerk were also present.

A notice having been published for a Public Hearing regarding proposed Local Law #3-2010, Amendment to Chapter 173-31 "Determination of Rent". Supervisor Hoffman declared the Hearing open at 7:37 PM. The Supervisor reviewed the changes in the existing law. As no one wished to comment or ask questions, the Hearing was closed at 7:38 PM with a motion made by Councilman Orbaker, seconded by Councilman Bixby. The motion was carried.

A notice having been published for a Public Hearing regarding proposed Local Law #4-2010, Amendment to Chapter 140-46 "Discontinuance, Change or Reinstitution of Service". Supervisor Hoffman declared the Hearing open at 7:38 PM. The Supervisor reviewed the changes in the existing law. Questions and comments were heard from: Wilma Young. After hearing from everyone who wished to comment or ask questions, the Public Hearing was closed at 7:40 PM on motion by Supervisor Hoffman, seconded by Councilman Bixby. The motion was carried

Representative from Cornell Cooperative Extension, Erin Thomas; Physical Activity Educator did a presentation for a grant they received called "Equal Play Hard" that is in its fourth and final year. Their goals in the work plan had three initiatives to cover, one being increase physical activity among the community being Wayne County, two increase fruits and vegetable consumption and the third to reduce low fat milk consumption. Another goal was to complete a fitness trail or stations and Williamson Town Park was selected. She worked closely with Ed Merriett; Park Committee Chair, George Harland and Trail Works. BOCES was approached to help on the project and they completed three stations as of June 2009. Because of changes in roles and retirement of teachers, BOCES was not able to complete the project in the fall of 2009. That is when Bob Henderson stepped in to help complete the project. Five stations located near the playground are now completed with the focus on agility, physical endurance and strength. Altra Rental from Ontario donated the auger to drill the holes needed for the posts and \_\_\_\_\_ Logging from Red Creek donated the clean cut lumber needed for the project. Ms. Thomas shared pictures of the completed stations to the Board. All the stations are labeled with stick figures demonstrating how the stations are to be used. All the materials were covered under the grant which was approximately \$200.00 to \$300.00. There was approximately thirty hours of work between BOCES, Mr. Henderson and Ms. Thomas put into the project. Councilman Bixby met with Ms. Thomas to get the project started and address the contacts needed for the project.

Supervisor Hoffman made a motion, seconded by Councilman Orbaker, to accept those items with gratitude and commending the extension of the great work that was done and clearly adds quality to the trail and park. The motion was carried.

Public Comment: No one wished to comment.

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

Thank you from the United States Census

The motion was carried.

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

- a. previous minutes: August 24, 2010
- b. presentation of the Town Clerk's report
- c. accept the departmental monthly reports
- d. pay the Library bills as audited by the Library Board of Trustees:  
vouchers 1677-1694 total \$6,173.25
- e. accept the budgetary transfers

<u>From</u>	<u>Amount</u>	<u>To</u>
<b>General Fund:</b>		
A7310.400 Recreation Contr.	\$ 375,00	A7310.411 Recreation PS
A1990.900 Contingency	\$ 3,402.41	A8010.400 Zoning Contr.
<b>Highway:</b>		
DA5112.400 Improvements	\$14,349.67	DA5130.400 Machinery Contr.
<b>Water Fund:</b>		
F1990.900 Contingency	\$ 788.19	F8310.460 Admin. Contr
<b>Sewer Fund:</b>		
SS8130.411 Sewage Plant Chlorine	\$ 16.29	SS8130.424 Sewage Plant Other

The motion was carried.

Councilman Bixby made a motion, seconded by Councilman Orbaker, to authorize the Town Clerk to advertise in the appointed papers the weeks of September 19 and October 3, 2010 for nominations for the Diann Roffe award. Nominations will be accepted until Friday, October 29, 2010. The motion was carried.

Councilman Orbaker made a motion, seconded by Councilman Bixby, to promote Calvin Hood to the position of Chief Water Treatment Plant Operator as of August 13, 2010. His base rate of pay will remain the same with all additional pay in accordance with the Union Contract. The motion was carried. The motion was carried.

The Town Clerk presented the 2011 Tentative Budget to the Town Board.

Councilman Bixby made a motion, seconded by Councilman Orbaker, to adopt the proposed Local Law #3, 2010 - amend Local Law §140-31 Sewer Rents, Determination of Rent.

**TOWN OF WILLIAMSON**  
***Amendment to Chapter 140 SEWER RENTS***

§ 140-31. Determination of relit. (Amended 5-10-1983 by L.L. No. 1-1983; 2-9-2010 by L.L. No. 2-2010)

- A. Pursuant to the authority of the Sewer Rent Law, being Article 14-F (§ 450 et seq.) of the General Municipal Law of the State of New York, and any and all amendments thereto there is hereby established and imposed an annual sewer rent on all users to be determined by multiplying the unit charge times the number of units assigned to each user based upon the schedule of units of use in Subsection F of this section. The number of units assigned to multi-use property shall be established by totaling the units for all uses.
- B. The term "sewer rents" shall mean a scale of annual charges established and imposed by resolution of the Town Board for the use of the sewer system. Said rent may include amortization of capital costs, as well as operational and maintenance costs. The unit charge will be established annually by the Town Board, Sewer rents established herein shall accrue as of the date the wastewater facilities become certified for operation, and the property owners whose property is connected to the sewer under this Part 2 shall be billed from the date of said connection. The Town Board shall annually determine the total number of equivalent units prior to May I. Where no data is available. the Town Board will make an estimate of the equivalent units per establishment. The determination shall be the basis for-computing charges for the subsequent calendar year. By August 15

of the preceding year, each property owner will receive written notice of any change from the previous year in the number of equivalent units, where after he can appeal that determination to the Town Board by September 15. By no later than November 10 of that year, the Town Board shall adopt its final list of equivalent units and out annual

sewer rental charges accordingly. Owners of new structures or developments that connect to the sewer system for only a portion or the period of time as determined by the Town Board shall pay a pro rate sewer rental charge for that portion of time said structures or developments are actually connected during the period.

- C. The principal basis for establishment of sewer use rental charges shall be known as a "unit." A unit is equated to any single-family residence connected to the sewer system. The yearly rental charge will be expressed in terms of units, unless otherwise described. In the event that any property is determined to be subject to more than one classification under the sewer unit charge schedule established by this Part 2, that classification which produced the greater number of "units." If any property is divisible into two or more classifications, the "units" assignable to each shall be determined and the total thereof shall be assigned to the account.
- D. Sewer rents shall become due and payable the first day of January, April, July and October of each year in any amount equal to 1/4 of such annual sewer rent. Sewer rental billings shall be due and payable upon presentation, and if not paid within 30 days from the date of billing, a penalty of 10% shall be added. All unpaid sewer rents on November 1 of any year shall be added to the Town taxes and levied each year and collected and enforced in the same manner and at the same time as provided by law for the collection and payment of Town taxes.
- E. Revenues derived from sewer rents shall be credited to a specific fund to be known as the "Sewer Rent Fund of Sewer District No. 1." Moneys in such fund shall be used only in the manner and for the purpose specified by the Sewer Rent Law of the State of New York.
- F. Sewer unit charge schedule. The number of units for multipurpose properties shall be the total units figured under the various following categories (i.e., combined residential and commercial use). Said units are described as follows:
- (1) Each one-family residence, occupied or unoccupied, will equal one unit. A residence shall include all types of living accommodations, including but not limited to studio apartments, mobile homes, and whether in a single structure or part of a single structure. A two-family house shall be two units, etc.

(2) Each other type of residential property, including but not limited to hotels, motels, nursing homes, resorts and rooming houses, where each accommodation does not have separate kitchen and toilet facilities, shall be designated as a minimum of one unit. If the property accommodates more than seven individuals, the property shall have assigned to it one additional unit for each additional seven accommodations or part thereof.

(3) Each church, library, fire company, municipal building, organizational headquarters, museum and funeral parlor shall be designated as one unit. Playgrounds and theaters shall be designated as one unit for each public facility.

(4) Each commercial, industrial or warehouse property, including but not limited to retail stores and office buildings, shall be designated as a minimum of one unit. If a structure houses more than one business, each business shall be considered a minimum of one unit. Any business which employs more than seven individuals based on the annual average daily employment shall be assigned one additional unit for each additional seven persons or major fraction thereof. The owner or manager of said business shall certify to the Town Clerk by September 1 of each year the average daily employment for the preceding 12 months.

(5) Every school, including but not limited to nursery schools, day-care centers and public and parochial schools, shall be assigned one unit for each 16 enrollees and staff or major fraction thereof. The school Superintendent or Director shall certify to the Town Board, prior to May 1 of each year, the average school population for the preceding academic year. A child attending school four hours or less per day shall be considered 1/2 an enrollee for computation purposes.

(6) The following types of businesses are each assigned a minimum of one unit, and any such business which consumes more than 60,000 gallons of water annually will be assigned an additional 0.1 of a unit for each 6,000 additional gallons of water or major fraction thereof consumed annually:

- (a) Laundromats, both washroom and washer wastewater;
- (b) Dining establishments;
- (c) Beauty parlors;
- (d) Car wash units;
- (e) Bus or truck garages;
- (f) Auto dealers, vehicle service stations and repair shops;
- (g) Labor camps occupied six months or less. (A labor camp has dormitory-type sleeping accommodations.)

G. Upon written notice from the Code Enforcement Officer, the Billing Officer, may suspend quarterly sewer rents on a parcel that has become uninhabitable due to fire or other calamity. Any suspended sewer rents shall be immediately reinstated once the necessary repairs to the structure have been made and a Certificate of Occupancy issued.

The motion was carried.

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Councilman Bixby made a motion, seconded by Councilman Orbaker, to adopt the proposed Local Law #4, 2010 - amend Local Law §173-46 Water, Bills and Charges - Discontinuance, change or restitution of service.

**TOWN OF WILLIAMSON**  
**Amendment to Chapter 173 WATER, BILLS & CHARGES**

§ 173-46. Discontinuance, change or reinstatement of service.

- A. Any customer may order discontinuance, change or reinstatement of water service by notifying the Water Utilities Department. The Town Board shall, by resolution, establish fees for discontinuance or reinstatement of water service. The owner of the property shall be responsible for any charges for water consumption up to the final meter reading as well as any charges for discontinuance of service if left unpaid by a customer.
- B. The Code Enforcement Officer or his representative shall notify the Billing Office to discontinue water charges for a residence or place of business where a fire or other calamity has made the property uninhabitable. The Code Enforcement Officer shall notify the Billing Office to reinstate the monthly water charges once the necessary repairs to the structure have been made and a Certificate of Occupancy has been issued.

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Public Comment: No one wished to comment.

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

*ABSTRACT # 18            2010*

	<u>VOUCHER #</u>	<u>AMOUNT</u>
GENERAL FUND	1597 - 1624, 1719	\$ 18,974.74
YOUTH	1625 - 1633	
HIGHWAY	1695 - 1718	\$ 223,905.12
WATER	1634 - 1659	\$ 21,511.20
SEWER	1660 - 1672	\$ 4,235.60
LIGHTING	1673 - 1674	\$ 240.00
CAPITAL H-17	1675	\$ 28,174.49
CAPITAL H-18		\$ 2,833.55
<u>DRAINAGE</u>	<u>1676</u>	<u>\$ 1,530.00</u>
<b>GRAND TOTAL</b>		<b>\$ 301,404.70</b>

The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Bixby, to adjourn the meeting at 7:38 PM. The motion was carried

Respectfully Submitted,

Marlene A. Gulick  
Town Clerk