

**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 13, 2009. The following were**

PRESENT: Supervisor James D. Hoffman  
Councilman G. Elliott Warren  
Councilman Gary Orbaker  
Councilman Anthony Verno  
Councilman Michael Bixby

ABSENT: None

The Board reviewed bills for payment.

Ram Shrivastava with Larsen Engineers presented to The Board, information regarding the Wastewater Treatment Plant Grant Project.

**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 13, 2009 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 Michael Bixby

ABSENT: None

Samantha Rogers, Megan Sloane, Tom Watson, Nancy Jordan, Ray Walvord, Phil Dean, Ram Shrivastava; Larson Engineers, Jerry Hubright; Highway Superintendent, Tim Johnson, Lea Lester, Roger Lester, Jen Kopuki, and the undersigned Town Clerk were also present.

Public Comment: No one wished to comment.

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

Letter from Ian Youngs

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 22, 2009
- b. presentation of the Town Clerk's report
- c. approve the Supervisor's report
- d. accept the Monthly Dept. Reports
- e. pay the Library bills as audited by the Library Board of Trustees:  
vouchers 1817 - 1828, total \$ 3,647.26
- f. to accept the following budgetary transfers:

	<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
General Fund	A1220.400 Super. Contr.	\$ 600.00	A1220.200 Super. Equip.
	A1990.900 Contingency	725.00	A8010.400 Zoning Contr.
Water Fund	F 8330.412 Purifi. Other Chem	2,000.00	F8330.410 Purifi. Lab Svcs

The motion was carried.

Councilman Orbaker made a motion, seconded by Councilman Verno, to authorize the Town Supervisor to sign an agreement with the Williamson Business Improvement District for the removal of snow from sidewalks in the Business Improvement District by the Town of Williamson at \$70.00 each trip. The motion was carried.

Councilman Warren made a motion, seconded by Councilman Orbaker, to hire George Miller for snow and ice removal at the Town Complex on an as needed basis. His rate of pay will be \$9.57 per hour. The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Verno, for the following changes to the proposed Tentative Budget for 2010, as follows:

	<u>From</u>	<u>To</u>
<b>General Fund</b> – A9010.8 Retirement	\$35,313	\$47,417
A1110.12 Justices PT Clerk	0	9,000
A1990.9 Contingency	45,000	23,896
<b>Highway Fund</b> - DA9010.8 Retirement	22,513	29,866
DA5112.4 Imprvmnt cont	344,353	337,000
<b>Water Fund</b> - F9010.8 Retirement	30,972	45,826
F1990.9 Contingency	30,000	15,146
<b>Sewer Fund</b> - SS9010.8 Retirement	8,389	12,017
SS1990.9 Contingency	28,000	24,372

The motion was carried.

Councilman Verno made a motion, seconded by Councilman Orbaker, to authorize the Account Clerk to attend a Retirement Seminar to be held on October 21, 2009 from 9 AM until 4 PM at the Wayne County Human Resource Office. All actual and necessary expenses will be a Town charge. The motion was carried.

Councilman Bixby made a motion, seconded by Councilman Orbaker, to authorize the Town Supervisor to sign a consent form which designates Wayne Central School District to act as Lead Agency for the Wayne Central School District - 2008 Capital Project. The motion was carried.

Bids having been opened at 11:00 AM on Thursday, October 8, 2009 for a new 10 wheel dump chassis for the Highway Department are as follows:

Regional International Corp. 1007 Lehigh Station Road Henrietta, New York 14467-9311	\$101,986.22
 Kenworth of Buffalo 25 Airline Drive Rochester, New York 14624	 \$103,976.00

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

WHEREAS: Bids were received and opened on October 8, 2009 at 11:00 AM for a new 10 wheel dump chassis, and

WHEREAS: The bids were examined to determine if they meet all the specifications of the bid requirements,

NOW THEREFORE BE IT RESOLVED: That the bid be awarded to Regional International Corp. as being the lowest bid, it meets all of the specifications required and therefore would be in the best interest of the Town in the amount of \$101,986.22.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman  
Councilman Warren  
Councilman Orbaker  
Councilman Bixby  
Councilman Verno

NAYES: None

The Resolution was declared adopted.

Bids having been opened at 11:15 AM on Thursday, October 8, 2009 for a dump body/plow equipment for the Highway Department are as follows:

Smart Systems, Inc. 320 E. Washington Street Bath, New York 14810	\$74,626.00
---	-------------

Tenco USA Inc. \$72,884.00  
5700 S. Lima Road  
P.O. Box 635  
Lakeville, New York 14480-0635

Henderson Truck Equipment \$61,941.00  
22686 Fisher Road  
Watertown, New York 13601

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

WHEREAS: Bids were received and opened on October 8, 2009 at 11:15 AM for dump body/plow equipment, and

WHEREAS: The bids received were examined to determine if they meet all of the specifications of the bid requirements,

NOW THEREFORE BE IT RESOLVED: That the bid be awarded to Henderson Truck Equipment as being the lowest bid, it meets all of the specifications required and therefore would be in the best interest of the Town in the amount of \$61,941.00.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman  
Councilman Warren  
Councilman Orbaker  
Councilman Bixby  
Councilman Verno

NAYES: None

The Resolution was declared adopted.

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

WHEREAS: A new pick-up truck was budgeted for purchase for the Highway Department, and

WHEREAS: A 2010 Ford 250 4X4 extend cab pick-up truck can be purchased under State-bid,

NOW, THEREFORE, BE IT RESOLVED: That the Highway Superintendent has authorization to purchase a 2010 Ford 250 4X4 pick-up truck under state contract #PC62886 at a cost not to exceed \$26,000.00, to be paid from Highway Fund, line item DA5130.200.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman  
Councilman Warren  
Councilman Orbaker  
Councilman Bixby  
Councilman Verno

NAYES: None

The Resolution was declared adopted.

Councilman Verno made a motion, seconded by Councilman Bixby, for the Supervisor to prepare and enter into an agreement with the Williamson Central School District allowing them to purchase salt from the Town. They will be billed each spring for salt purchased for the season. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Bixby, to authorize the Town Supervisor to sign a snow removal agreement with Williamson Central School. The agreement will be for the removal of snow from the sidewalk that goes from the four corners of Williamson to the High School at a cost of \$70.00 per trip. 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 presented the following Resolution and moved its adoption. It was seconded by Councilman Bixby.

WHEREAS: The Town of Williamson is applying for a grant under the Green Innovation Grant Program, and

WHEREAS: The maximum amount proposed to be expended for the proposed project is \$2,144,106, (two million, one hundred forty-four thousand and 106 dollars), and

WHEREAS: In order to aid the Town Board in determining whether such project and other related actions of the Town in connection therewith (the "Action") may have a significant effect on the environment, the Town Board has caused to be prepared an Engineer's Report, Plan and other submissions related thereto, and

WHEREAS: The Project per the May 26, 2009, resolution had been identified as a Type I Action pursuant to the State Environmental Quality Review Act (SEQRA) and the Town Board had expressed its desire to act as lead agency for SEQRA review purposes, and

WHEREAS: Upon further review of the project the Town Board and the Engineer determined that the project is not a Type I Action and therefore have rescinded the previously passed resolutions declaring the project as a Type I Action, and

WHEREAS: The project has been reclassified as Type II because the actions are limited to the following, as defined by 6NYCRR 617.5(c):

- 1) 617.5(c) (1): maintenance or repair involving no substantial changes in an existing structure or facility.
- 2) 617.5 (c)(7): construction or expansion of a primary or accessory/appurtenant, non-residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls., and

WHEREAS: It has been determined that no other agencies would be involved, and

WHEREAS: The Town Board has duly reviewed the Engineer's Report, and Plan and other documents submitted by the Project Engineers with respect to the above-referenced project, as well as any public comments and has duly considered the impacts that may be expected from the proposed action and compared the same with the criteria set forth in the applicable SEQRA regulations,

NOW, THEREFORE, BE IT RESOLVED: By the Town Board of the Town of Williamson, Wayne County, New York, as follows:

1. The Town Board hereby declares that it is acting as lead agency for the purpose of the Project and all actions related thereto.
2. Based upon its review and consideration of the necessary criteria, the Town Board hereby finds that (a) the proposed capital project does constitute a "Type II Action" and that (b) the object of the above-referenced action and the approval of any financing therefore will result in no major adverse impacts and, therefore, is not an action which "may have a significant effect on the environment" and that since said action will not have a "significant effect on the environment", no "environmental impact statement" need be prepared.
3. The Town Clerk is hereby directed to maintain for public inspection a file containing a copy of this Resolution
4. This resolution shall take effect immediately.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman  
Councilman Orbaker  
Councilman Bixby  
Councilman Verno

NAYES: Councilman Warren

The Resolution was declared adopted.

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

WHEREAS: The Board has been advised that the grant requirements include the execution of all construction contracts to be completed before the end of December 2009. Based on the discussions with EFC [Environmental Facilities Corp.] officials and their communications, a project schedule has been established and must be submitted to EFC.

WHEREAS: The Board had previously authorized the contract with Larsen Engineers for the preparation of GIGP [Green Innovation Grant Program] grant and all supporting engineering documents. The Board is now formally authorizing to complete the remaining phases of engineering work to complete the project and meet EFC project timetable. The amount of engineering services was included as budget item as part of the grant and shall remain the same in the executed engineering services contract.

NOW, THEREFORE, BE IT RESOLVED: The Supervisor is hereby authorized to execute the engineering agreement for providing the required engineering services at an estimated total Lump sum cost of \$99,800 including design, bid, construction phase engineering support and start up services. The total cost of engineering services shall be the same as included in the GIGP grant budget and approved by EFC.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman  
Councilman Orbaker  
Councilman Bixby  
Councilman Verno

NAYES: Councilman Warren

The Resolution was declared adopted.

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

WHEREAS: The Board is pleased to learn that a GIGP grant (\$718,901) announcement was received by the Town and formal grant agreement is expected to be received in near future from NYS Environmental Facilities Corp. The grant condition requires that all construction contracts must be awarded by the end of December 2009. This will require the engineering design and bid document preparation work to start immediately.

NOW, THEREFORE, BE IT RESOLVED: That the Board accepts the GIGP grant with the understanding to fund 10% of the project as Town share as cash or in-kind force account work, and authorizes the Supervisor to execute the grant agreement and project related documents with EFC to implement the project. The Town share is projected to be 10% of the total project cost of \$798,779 or \$79,878. This amount is to match the GIGP 90% grant amount of \$718,901. The local share of the Town match is planned to come from the Sewer fund.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Hoffman  
Councilman Orbaker  
Councilman Bixby  
Councilman Verno

NAYES: Councilman Warren

The Resolution was declared adopted.

Councilman Verno presented the following resolution and moved its adoption. It was seconded by Councilman Bixby.

WHEREAS: There is a recognized desire for expansion at the Wastewater Treatment Plant,

NOW, THEREFORE, BE IT RESOLVED: The Town Board of the Town of Williamson hereby approves and endorses the filing of an application for a Water Quality Improvement Project grant.

Roll call vote on the Resolution was as follows:

- AYES: Supervisor Hoffman
- Councilman Orbaker
- Councilman Bixby
- Councilman Verno

NAYES: Councilman Warren

The Resolution was declared adopted.

Public Comment: Nancy Jordan questioned why there were different charges for snow removal between the Town Complex, Business Improvement District and the school. Supervisor Hoffman will look into the history of it. Tim Johnson and Lea Lester, residents from Whispering Woods questioned the Town Board concerning assessments on the units there and also informed the Board that with the new leases for 2010 included a tax bill from Morgan Williamson LLC. Supervisor Hoffman advised the residents to make appointments with the Assessor for clarification on how each assessment is figured. As far as the legality of receiving a created tax bill from Morgan Williamson LLC, that would be a civil case.

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

<u>ACCOUNT:</u>	<u>VOUCHER #</u>	<u>AMOUNT</u>
GENERAL FUND	1724 - 1761	\$ 20,740.71
YOUTH	1762	\$ 60.85
HIGHWAY	1763 - 1788	\$ 14,647.25
WATER	1723, 1789 - 1804	\$ 12,819.02
SEWER	1805 - 1814	\$ 5,883.38
CAPITAL H-16	1816	\$ 3,237.65
<u>BUS IMPROV. DIST</u>	<u>1815</u>	<u>\$ 43.32</u>
<b>GRAND TOTAL</b>		<b>\$ 54,194.53</b>

The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Verno, to adjourn the meeting at 7:58 PM. The motion was carried.

Respectfully Submitted,

Marlene A. Gulick  
Town Clerk