

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, April 26, 2016. The following were

PRESENT: Supervisor Anthony Verno
Councilman Gary Orbaker
Councilman Michael Bixby
Councilman Thomas D. Watson
Councilman Nancy Gowan

ABSENT: None

Supervisor Verno made a motion, seconded by Councilman Bixby, to enter into Executive Session to discuss employment disciplinary action at 7:03 PM. The motion was carried.

Supervisor Verno made a motion, seconded by Councilman Watson, to return to Open Session at 7:11 PM. The motion was carried.

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 at 7:30 PM on Tuesday, April 26, 2016, by Supervisor Verno with the Pledge of Allegiance. The following were

PRESENT: Supervisor Anthony Verno
Councilman Gary Orbaker
Councilman Michael Bixby
Councilman Thomas D. Watson
Councilman Nancy Gowan

ABSENT: None

Highway Superintendent and the undersigned Town Clerk was also present.

A Hearing in accordance with Section 135-7 of the "Property Nuisance Abatement Code" regarding tax parcel # 66116-00-115955, owned by EPCP Pro Property Management Corporation at 4215 Pearsall Road, Williamson, New York, 14589 opened at 7:30 PM. Supervisor Verno explained the Code Enforcement Officer has made an inspection of the property located at location and has determined that raw sewage is leaching upon the lawn on the property which constitutes a dangerous and condition. Written notification was sent to the property owner giving him 30 days to get the situation cleaned up. Supervisor Verno publicly read the e-mails from the property owner responding to the notification with a written plan and asking for more time to remedy the situation. The Hearing was closed at 7:35 PM.

Public Comment: No one wished to comment.

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

- a. previous minutes: April 12, 2016
- b. accept the monthly report from the Building Inspector

The motion was carried.

Councilman Bixby made a motion, seconded by Councilman Watson, to direct the Town Clerk to advertise rescheduling the May 10, 2016 Town Board meeting to May 11, 2016 at 7:00 PM. The motion was carried.

Councilman Bixby made a motion, seconded by Councilman Gowan, to amend the title for Steve Niles from Part-time Fire Marshall to Part-time Code Enforcement Officer. The Part-time Fire Marshall title is for a competitive position and not for a non competitive position which is what Steve Niles was hired for. The motion was carried.

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

WHEREAS: A resolution was passed at the Town Board meeting held on April 12, 2016 regarding property located at 6542 Lake Avenue, and

WHEREAS, it has been determined that a hearing is required, the resolution is amended as follows:

WHEREAS: The Code Enforcement Office for the Town of Williamson has received written complaints regarding the condition of the property located at No. 6542 Lake Avenue in the Town of Williamson which property is owned by Brett A. Griffith as shown on the records of the Town Assessor of the Town of Williamson; and

WHEREAS: The Code Enforcement Officer has made an inspection of the property located at No. 6542 Lake Avenue in the Town of Williamson and has determined that the detached garage on the property has been so badly damaged by fire that is unsafe and dangerous and cannot be repaired; and

WHEREAS: The owner of the property after having been advised to ameliorate the dangerous and unsafe condition on the property has refused to do so; and

WHEREAS: The Code Enforcement Officer has reported his findings to the Town Board which the Board desires to adopt the findings of the Code Enforcement Officer.

NOW, THEREFORE, BE IT RESOLVED: The Town Board of the Town of Williamson at a regular meeting duly convened hereby adopts the findings of the Code Enforcement Officer for the Town of Williamson regarding the property located at No. 6542 Lake Avenue in the Town of Williamson to the effect that the garage on the property has been so badly damaged by fire that it is unsafe and dangerous and cannot be rebuilt; and

BE IT FURTHER RESOLVED AND ORDERED: That Brett A. Griffith, his agents and or contractors cause the garage to be demolished and removed within 30 days of this resolution and that notice pursuant to Town Code Chapter 135-7 be served upon Brett A. Griffith pursuant to Town Code Chapter 135-8; and

BE IT FURTHER RESOLVED: That upon failure to comply with this Resolution and Order the Town Board of the Town of Williamson shall cause the garage to be demolished and removed and the cost thereof to be assessed against the land on which the garage is located and shall be levied and collected in the same manner as provided for in the Town Law for the levy and collection of town taxes.

BE IT FURTHER RESOLVED: That the Town Board shall conduct a hearing on the dangerous and unsafe condition of the property which hearing shall be held on May 24, 2016 at 7:00 pm at the Town Hall located at No. 6380, Suite 2, Route 21, Williamson, New York.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Anthony Verno
Councilman Gary Orbaker
Councilman Michael Bixby
Councilman Thomas D. Watson
Councilman Nancy Gowan

NAYES: None

The Resolution was declared adopted.

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

WHEREAS: The Town of Williamson has equipment that is no longer needed and is listed as follows:

<u>General Items:</u>	<u>Inventory #:</u>
(1) dry erase board (broken)	(#1126)
(1) projector screen	(# 655)
(1) overhead projector (2004)	(#648)
(1) NEC VT 37 SVGA 1500 Lumens projector (2006)	(#693)
(1) Projector stand	(#649)
(1) VCR (1998)	(#400)
(1) free standing black board	(#158)
(1) 19" television	(#399)
(1) HP Printer doesn't work (02305)	
(1) HP keyboard	(#462)
(1) Sony Camera & battery charger	(#470)
(1) Computer mouse	(#463)
(1) HP Scanjet Scanner	(#468)
(1) HP 4315 All in one and (1) cartridge	(#1907)
(1) HP 2200D Laser Printer	(#1500)
(1) HP 96A printer cartridge	
(1) HP 27 printer cartridge	
(1) PA System w/cordless mic, wired mic, receiver & trans (doesn't work)	(#612)

Highway Dept.

1969 Galion Road Grater
350-400 tons of 1b's fine stone, and

NOW THEREFORE, BE IT RESOLVED: That the Town Board has determined to declare the above items surplus, and

BE IT FURTHER RESOLVED: The Town Board has determined that the Galion Road Grater be taken to the municipal auction and directs the Town Clerk to advertise in the official Town papers the week of May 8, 2016 to receive bids for the fine stone, the projector stand and black board to be opened @ 2:30 PM May 19th, 2016, and

BE IT FURTHER RESOLVED: The Town Board further determines that the other equipment has no value due to outdated technology or not in working and will be disposed of at the spring clean-up/electronic recycling event.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Anthony Verno
Councilman Gary Orbaker
Councilman Michael Bixby
Councilman Thomas D. Watson
Councilman Nancy Gowan

NAYES: None

The Resolution was declared adopted.

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

WHEREAS: A new front end loader was purchased in 2014 for the Highway Department, and

WHEREAS: Discussion was held prior to the purchase of said equipment as to the benefits of being on a revolving 2 year purchasing plan in compliance with NYS OGS purchasing regulations, and

WHEREAS: The Town will trade in the 2014 front end loader for a new 2015 front end Caterpillar under NYS OGS Contract PC66988 at a value of \$203,829.00, and

WHEREAS: The cost of the new loader will be \$225,088.00 which is an increase of \$21,259.00 with hourly usage charges for the used loader being \$8,000.00,

NOW, THEREFORE, BE IT RESOLVED: That the Highway Superintendent is authorized to purchase the new 2016 Loader at a cost of \$29,259.00 pursuant to General Municipal Law, and

BE IT FURTHER RESOLVED: That the loader will be paid out of the Highway Fund 5130.200 Machinery EQ.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Anthony Verno
Councilman Gary Orbaker
Councilman Thomas D. Watson
Councilman Nancy Gowan

NAYES: Councilman Michael Bixby

The Resolution was declared adopted.

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

WHEREAS, Chapter 178 of the Williamson Town Code entitled “Zoning” was amended in 2013 to rezone various properties from R-1 Residential to I-1 Industrial; and

WHEREAS: Various pre-existing residential properties are now subject to more stringent zoning requirements as those properties are now zoned I-1 Industrial; and

WHEREAS: The Town Board has determined that by rezoning the various residential properties to I-1 Industrial that a hardship has been imposed on pre-existing residential properties whereby property owners would now be required to incur the time and expense of having to obtain a special permit for activities on their properties that, in the past would have only required the issuance of a building permit; and

WHEREAS: It was not the intent of the Town Board to impose a hardship on those residential property owners when the area was rezoned to I-1 Industrial;

NOW THEREFORE, BE IT RESOLVED, Those residential properties build before 2013 which are located within the rezoned I-1 Industrial zoning district shall be considered pre-existing and the zoning regulations to be imposed upon those properties shall be those as set forth in section 178-13 R1- Residential District and

BE IT FURTHER RESOLVED: That this resolution shall become null and void at the point in time when Chapter 178 entitled “Zoning” if further amended to eliminate the hardship on residential property owners imposed by the rezoning of these properties from R-1 residential to I-1 Industrial.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Anthony Verno
Councilman Gary Orbaker
Councilman Michael Bixby
Councilman Thomas D. Watson
Councilman Nancy Gowan

NAYES: None

The Resolution was declared adopted.

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

WHEREAS: The Town of Williamson is undertaking an update to their existing Zoning Ordinance; and

WHEREAS: The Town Board has reviewed the Environmental Assessment Form submitted for this Project; and

WHEREAS: The Town Board determines that the Project constitutes a Type I Action pursuant to the State Environmental Quality Review Act (SEQRA), and further determines that a coordinated review of the environmental, social, economic and other related impacts of the Project would be appropriate and would facilitate and encourage participation by the residents of the Town and other interested and involved agencies and parties; and

WHEREAS: The Town Board has initially identified a number of agencies which would appear to have an interest in the Project and in participating in the SEQRA review process, which list is attached hereto and made a part of this Resolution,

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 accepts the Environmental Assessment Form, as prepared.
2. Based upon the Environmental Assessment Form and the factors recited above, the Town of Williamson hereby declares its intention to act as Lead Agency for the purposes of conducting a review under the State Environmental Quality Review Act (SEQRA) with regard to the Project since the environmental, social and economic impacts of the Project will primarily be of local significance.
3. The Town Board hereby authorizes and directs its Town Clerk to forward copies of this Resolution to interested or involved agencies with the request that such agencies notify the Town within 30 calendar days if they have any objection to the Town Board acting as Lead Agency in this matter.
4. The Town Clerk is directed to maintain for public inspection a file containing a copy of this Resolution, all submissions to date and all further communications or correspondence which the Town may receive concerning this matter from other interested agencies or parties.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Anthony Verno
Councilman Gary Orbaker
Councilman Michael Bixby
Councilman Thomas D. Watson
Councilman Nancy Gowan

NAYES: None

The Resolution was declared adopted.

Letters sent to: Wayne County Planning Board, Town of Marion, Town of Ontario,
Town of Sodus, town of Walworth, NYS Dept. Of Ag & Mkts

Bids having been opened at 2:00 PM on Wednesday, April 20th, 2016 for a new generator for the Town of Williamson, Water Treatment Plant, were as follows:

Colacino Electric	\$79,300.00
126 Harrison Street	
Newark, New York 14513	

Councilman Watson presented the following Resolution and moved its adoption. It was seconded by Councilman Gowan.

WHEREAS: A bid was received and opened on Wednesday, April 20th at 2:00 PM for a new generator for the Williamson Water Treatment Plant, and

WHEREAS: The bid was examined to determine if it met all of the specifications of the bid requirements and is in the best interest of the Town, and

WHEREAS: The Town Board of the Town of Williamson reserves the right to reject any and all bids, and

WHEREAS: The Town Board has determined that the bid received was higher than the State Contract bid pricing and is higher than the Town anticipated paying for said generator,

NOW THEREFORE BE IT RESOLED: That the bid be rejected and the Town Clerk is directed to re-advertise in the following papers to expand the possibility to receive lower bids, the official Town Papers, the D & C and the Post Standard the week of May 1st, 2016 and bids to be opened at 2:00 PM on May 19th, 2016,

NOW THEREFORE BE IT FURTHER RESOLVED: That the Town Clerk is directed to send letters to the bidder to that effect.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Anthony Verno
Councilman Gary Orbaker
Councilman Michael Bixby
Councilman Thomas D. Watson
Councilman Nancy Gowan

NAYES: None

The Resolution was declared adopted.

Councilman Watson made a motion, seconded by Councilman Orbaker, to approve the disposal of fill dirt at property owned by Maria Phillips at 4607 Congdon Road, Williamson, New York 12 per the Consent to Entry and Release of Liability Agreement. The motion was carried.

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

WHEREAS: The Town of Williamson Town Board has decided to have FLC, install 2x4 pressure treated lumber, insulation, and cover with steel, on the east end block wall between the office roof line and the high bay, of the Highway Barn and,

WHEREAS: This was not part of the initial plans for the restructuring of the Town Highway Barn Roof, so a change order is required to incorporate this additional work,

NOW THERFORE, BE IT RESOLVED: The Town Supervisor is hereby authorized to sign Change Order #2 for the additional work required, at a cost of \$1,260.00.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Anthony Verno
Councilman Gary Orbaker
Councilman Michael Bixby
Councilman Thomas D. Watson
Councilman Nancy Gowan

NAYES: None

The Resolution was declared adopted.

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

WHEREAS: The Town of Williamson desires to purchase a new John Deere Tractor with mower, and

WHEREAS: The General Municipal Law of the State of New York allows for the purchase of municipal equipment from State Contract bids, and

WHEREAS: The Town of Williamson wishes to purchase a new John Deere Tractor with side mower and offset rear mower, and

WHEREAS: The Highway Department has a 2000 New Holland Utility Tractor with mower and a Frontier AS11E Snow Push that are being declared surplus and can be traded in towards the purchase of the new Tractor at a value of \$14,000.00,

NOW, THEREFORE, BE IT RESOLVED: That the Town Superintendent of Highways is hereby authorized to purchase a new 2016 John Deere 6105E 4 wheel drive Cab Tractor with a Diamond 75" HD Side Flail Mower and a Diamond 102" HD Offset Rear PTO Drive from Lakeland Equipment Corp. as the Corporation that has the NYS State Bid for this type of equipment, and

BE IT FURTHER RESOLVED: The cost of the new tractor will be \$91,972.87 with trade in of \$14,000.00 leaving a total not to exceed \$77,972.87 cost for the new tractor to be taken from the Highway Fund, line 5130.2 Machinery Equipment.

Roll call vote on the Resolution was as follows:

AYES: Supervisor Anthony Verno
Councilman Gary Orbaker
Councilman Michael Bixby
Councilman Thomas D. Watson
Councilman Nancy Gowan

NAYES: None

The Resolution was declared adopted.

Councilman Bixby mentioned the Rec. Committee was looking into having a Community Center built up at the Town Park.

Councilman Bixby made a motion, seconded by Councilman Watson, to pay the following bills as audited:

Abstract Number: # 7
Voucher #s: 16-384 – 16-438

GENERAL FUND	\$ 5,347.39
HIGHWAY	\$ 28,662.01
WATER	\$ 12,593.27
SEWER	\$ 4,074.44
LIGHTING DIST.	\$ 3,271.85
DRAINAGE DIST.	\$ 1,015.63
GRAND TOTAL:	<hr/> \$ 54,964.59

The motion was carried.

Public Comment: No one wished to comment.

Supervisor Verno made a motion, seconded by Councilman Orbaker, to adjourn the meeting at 8:15 P.M. The motion was carried.

Respectfully Submitted,



Marlene A. Gulick
Williamson Town Clerk