

The regular monthly board meeting of the Yorkshire Town Board, for the month of February, was held on February 18, 2015, at the Town Hall located in the Village of Delevan, NY.

Supervisor Spencer called the meeting to order at 7:00pm with the Pledge of Allegiance to the Flag of the U.S.A.

Roll Call:

Marcia Spencer, Supervisor, Present
Constance Walker, Council Member, Present (arrived at 7:04 p.m.)
Kenneth Fisher, Council Member, Present
Tammy George, Deputy Supv & Council Member, Present
Teresa Hewitt, Council Member, Present

Other Town Officials present were: Fred Clark, Town Clerk; Christopher Lexer, Highway Supt & Codes Enforcement Officer; Larry Groves, Water Commissioner; Kim Baumgart, Town Constable

On a Motion of Coun Fisher, seconded by Coun George, it was moved to dispense with the reading of the draft minutes of the January 5 & 12, 2015 board meetings. Carried unanimously.

RESOLUTION #10-15

On a Motion of Coun George, seconded by Coun Fisher, the following Resolution was, resolved to approve the draft minutes of the January 5 & 12, 2015 town board meetings as printed.

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.
Ayes 5 - Nays 0 - Adopted

Petitions:

"NONE"

Communications:

Delevan – Yorkshire Library sent communication regarding the resignation of Trista Reisdorf from Board of Trustees. Made and approved motion to recommend Lora Lee Downer, Delevan NY be appointed for a five year term to fill the vacancy.

Requests consideration of recommendation to appoint Lora Lee Downer, on the Delevan Yorkshire Public Library Board of Trustees.

RESOLUTION #11-15

On a Motion of Coun Walker, seconded by Coun Hewitt, the following Resolution was resolved to approve appointment of Lora Lee Downer, PO Box 344 (10774 Marble Springs Road), Delevan NY to Trustee for a term of service of 5 Years through February 28, 2020 as Trustee on the Delevan Yorkshire Public Library Board of Trustees.

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.
Ayes 5 - Nays 0 – Adopted

Supv Spencer has received the resignation of Town Prosecutor Heather Tomes, It has been requested by Town Justice Danny Laird that Beth Ensell be appointed Town Prosecutor, effective immediately.

RESOLUTION #12-15

On a Motion of Coun Walker, seconded by Coun Fisher, the following Resolution was, resolved to approve appointment of Beth Ensell as Town Prosecutor.

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.
Ayes 5 - Nays 0 – Adopted

Supv Spencer has received the resignation of Town Constable Kim Baumgart. Kim was present during the meeting and indicated a willingness to support through the end of March and some flexibility beyond that, until such time a replacement Town Constable has been identified.

RESOLUTION #13-15

On a Motion of Coun Walker, seconded by Coun George, the following Resolution was, resolved to approve the placement of an ad in the Arcade Penny Saver and Arcade Herald for employment position of Town Constable. Must indicate potential for required Background check

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.
Ayes 5 - Nays 0 – Adopted

Reports of Committees:

"NONE"

Monthly Financial Reports:

Supv Spencer presented her Monthly Report of Receipts for January 2015 & the Town Budget Report, as prepared by Diane Finch, CPA, for the month of December 2014, to the town board for review, and filed the reports with the town clerk (*Note R#14-15).

RESOLUTION #14-15

On a Motion of Coun Fisher, seconded by Coun George, the following Resolution was, resolved that Supv Spencer's Monthly Financial Report for January 2015 is accepted as submitted (& is included in the minutes).
Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.
Ayes 5 - Nays 0 - Adopted

Supv Spencer has filed the NYS 2014 Annual Financial Report with the NYS Office of The State Comptroller in Feb & has filed the report in the town clerk's office & and the report is to be used in lieu of the town supervisors annual report for 2014.

Town Justice Lynn Guertin submitted financial summary of finances reported at \$5,790.00

Town Justice Danny Laird submitted financial summary of finances reported at \$7,382.00

Town Clerk Clark presented photocopies of his monthly financial report for January 2014, in the amount of \$889.59, to the town board for review.

Tax Collector Clark presented photocopies of Tax Collection activities through February 13, 2015, with receipts of \$2,381,511.01 + Interest & Penalties of \$373.67 & withdrawals of \$2,344,490.43, to the town board for review.

Should define a resolution that appoints M. Fred Clark as 2015 Tax Collector for Town of Yorkshire, upon assuming the Appointment to Town Clerk, effective January 1, 2015.

RESOLUTION #15-15

On a Motion by Coun George seconded by Coun Fisher the following Resolution was resolved that appointed Town Clerk, M. Fred Clark, be appointed Tax Collector for the Town of Yorkshire for 2015.
Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.
Ayes 5 - Nays 0 - Adopted

Privilege of the Floor/Residents Time:

No one spoke at this time.

Special Orders:

General Orders & Old Business:

Report of Department Heads:

Jackie Cornwall - Town Historian No Report

Report of Department Heads (cont.)

David Cummings - Dog Control Officer -- No Report

Mary Gilbert - Zoning Board of Appeals Secretary (Written report)

(1) The ZBA will not hold a regular February monthly meeting as there is no new business before them.

Larry Groves - Water Commissioner

- (1) Several reports of frozen pipes and meters during the extreme cold
- (2) In discussions with Larry Kilburn, Arcade on potential options of shared services for Water System Maintenance. Updates will be communicated as they become known / clear.

Larry Groves – Water Commissioner (cont.)

- (3) Work on School Water Line will need to be monitored as necessary
- (4) Discussed the work done on the Project to replace current Water Billing Software, which is outdated and will not be supported past June. A completed comparison analysis copy has been provided to the Board. Larry, along with Town Clerk Fred Clark, requested the Board consider replacement of current software, with the Williamson Law Utility Software proposal.

RESOLUTION #16-15

On a Motion by Coun Hewitt seconded by Coun Walker the following Resolution was resolved that Town Clerk may accept the proposal from Williamson Law for Water billing software. Targeted implementation will be for next billing period

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.
Ayes 5 - Nays 0 - Adopted

Christopher Lexter - Codes Enforcement Officer (& Zoning Officer)

- (1) Report sent, 4 permits
- (2) Discussed Junk Yard License Renewals and will meet with the junk yard owners prior to the March 16, 2015 board meeting for review of their operations and facilities. Requested that Board agrees to have Town Clerk prepare and send annual renewal letters

RESOLUTION #17-15

On a Motion by Coun George seconded by Coun Fisher the following Resolution was resolved that Town Clerk may prepare and send the annual renewal letters, including the Inspection required, Christopher Lexter, for compliance to Local Zoning Laws.

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.
Ayes 5 - Nays 0 - Adopted

Christopher Lexter - Highway Superintendent

Report provided

- (1) Small International Plow truck has broken down with front frame extension broken. Attempts will be made to get it covered under warranty. Repairs expected to take another week or so.
- (2) Have been moving some snow piles, as necessary.

New Business:

Water Billing Software
Library Communications

RESOLUTION #18-15

On a Motion of Supv Spencer, seconded by Coun George, it was moved to enter into Executive Session at 7:40 pm regarding collective negotiations pursuant to Article 14 of the Civil Service Law (the Taylor Law) with Christopher Lexter & Fred Clark invited to attend the Executive Session.

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.
Ayes 5 - Nays 0 - Adopted.

Supv Spencer closed the Executive Session at 8:07pm & reopened the regular meeting.

Monthly Audit - All Town Board Members had the opportunity to audit all vouchers (bills, invoices & statements) submitted for payment and to initial the vouchers for payment (*Note R#17-15).

Pay Claims:

RESOLUTION #19-15

On a Motion of Coun Fisher, seconded by Coun Hewitt, the following Resolution was Resolved for the approval of the following claims for payment: General Fund Claims #27-63, in the amount of \$34,189.22.57, as set forth in General Abstract No. 2 Dated Feb 18, 2015; Highway Fund Claims #13-30, in the amount of \$57,934.49, as set

forth in Highway Abstract No. 2 Dated Feb 18, 2015; Water Dist #1 Claims #8-14, in the amount of \$4,641.80, as set forth in Water Dist #1 Abstract No. 2 Dated Feb 18, 2015; Water Dist #2 Claim # 2, in the amount of \$60.00, as set forth in Water Dist #2 Abstract No.2 Dated Feb 18, 2015.

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.
Ayes 5 - Nays 0 - Adopted

With no further business, on a Motion of Coun Fisher, seconded by Coun Hewitt, the meeting was adjourned at 8:39pm.

Carried unanimously.

Fred Clark, Town Clerk