

## REGULAR MONTHLY TOWN BOARD MEETING MINUTES - JUNE 15, 2015

The regular monthly meeting of the Town Board, for the Town of Yorkshire, was held on June 15, 2015, at the Town Hall, 82 South Main Street, Delevan, NY.

Supervisor Spencer called the meeting to order at 7:00pm with the Pledge to the Flag of the USA.

### Roll Call:

Marcia Spencer, Supervisor, Present  
Constance Walker, Council Member, Present  
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, Supt of Highways & Codes Enforcement Officer/ Zoning Officer; Larry Groves, Water Commissioner; David Cummings, Dog Control Officer;

Also present: Casey Dunlap & Laney Hill, Arcade Herald Reporters

On a Motion of Coun Fisher, seconded by Coun George, it was moved to dispense with the reading of the minutes of the last two meeting.

Carried unanimously.

### RESOLUTION #48-15

On a Motion of Coun George, seconded by Coun Fisher, the following Resolution was Resolved, to approve the draft minutes of the May 18, 2015 Regular Monthly Town Board Meeting

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.

Ayes 5 - Nays 0 - Adopted

### Communications:

Supv Spencer received NYS Dept of Taxation Telecomm Franchise Funds / Ceiling, Cert of Final Rail Road Ceiling, and Franchise Full Values. Supv Spencer also received the Franchise Agreement Renewal from Time Warner Cable, which has been forwarded to Attorney for review. It is up for negotiation  
Further, Supv Spencer reviewed notice from Five Star Bank that they will no longer offer free replacement checks on accounts. Further, also received DEC Permit for UConn Delevan for Glacial Mines.

State DOH has sent an update on Fluoride requirements.

NYSRPTS - 2016 Final Equalization Rate for the Town is 17.5%.

Council person Walker gave to Supv Spencer a letter of resignation for Justice Danny Laird, effective July 10, 2015

### Financial Reports:

Supv Spencer presented her Supervisor's monthly report for May 2015 & the budget reports for the month of April 2015, as prepared by Diane Finch, CPA, to the Town Board for review, and filed the reports with the Town Clerk (\*Note R #49-15).

### RESOLUTION #49-15

On a Motion of Coun Fisher, seconded by Coun Hewitt, the following Resolution was Resolved, that the Supervisor's monthly report for May 2015 is accepted as submitted and is attached to the minutes.

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.

Ayes 5 - Nays 0 -- Adopted

Town Clerk Clark presented his Monthly Financial Report for May 2015, in the amount of \$3,850.71, to the Town Board for review.

### Privilege of the Floor/Public Comments-Concerns-Questions:

### Special Orders:

"NONE"

General Orders & Old Business:Reports of Department Heads:

## David Cummings/Dog Control Officer

(1) 11 dog was found and then adopted. (2) One lost dog, owner located on French Road

## Mary Gilbert/ZBA Secretary (Written Report)

(1) The Zoning Board of Appeals did not hold a monthly meeting on May 14, 2014 as there was no new business before them. (2) Ronald Jackson and Herbert Herman attended a four hour training class in Little Valley on May 22, 2014.

## Larry Groves/Water Commissioner -

(1) Regarding DOH Fluoride requirements, they have lowered them. Larry will work with Heineman to incorporate. This is not a requirement, but a guide. (2) Fluoride pump has been down awaiting rebuild. It is back up as of now. The material is corrosive and does required continued maintenance on pumps. (3) Water District 2 consumption is up, not sure why. Got assistance as of 6/15 to Survey Grove St. Thus far no indication of a leak. Expecting a Meter rep this week also to review the Meter, although it is not likely to be issue, historically Meters won't over indicate usage, but rather stop all together or show lower usage. Larry will continue to monitor and advise (4) NY Water Assoc rep also went to West Yorkshire Rd to review some prior issue spots, Larry awaiting update on this.

## Christopher Lexer/Codes Enforcement &amp; Zoning Officer -

(1) Issued 12 Building Permits, 10 Zoning Permit and 2 Planning Fees to during May 2015, with fees totaling \$2,467.70 (Building: \$1,669.49; Zoning: \$698.21; Planning: \$100.00)

(2) Still waiting on Zoning Map update. Did make request to update and add points, but no feedback yet from provider on cost and timing. Chris and Supv Spencer will follow up (3) Send back to ZBA for update on the Fencing amendment.

## Christopher Lexer/Hwy Supt -

(1) Been patching roads as weather permits. (2) Started the reconstruction of Woodard Rad. (3) If weather permits we will be doing a paving job on Weaver Rd and Vangilder Rd in next few weeks \$5,500. (6) Filed perpetual inventory fuel records with the town clerk for the month of May 2015.

(4) In past years, the front step concrete has continued to degrade. Requested and recvd quote from McGarvy to replace with Wooden frame and Trex Decking, with as estimated cost of \$1,800 Labor and \$1,200 - \$1,300 in Material (to be purchased by Town). Chris recommended the Board consider approving, with Funds already in Budget. Note see Resolution #50-15

New Business:RESOLUTION #50-15

On a motion by Coun fisher, seconded by Coun Hewitt, the following Resolution was resolved, that we approve the recommended replacement of the Town Hall front steps, as defined in quote from McGarvey. with as estimated cost of \$1,800 Labor and \$1,200 - \$1,300 in Material (to be purchased by Town).

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.

Ayes 5 - Nays 0 - Adopted

Court Clerk Dawn Breton supplied a written request for the Board to consider an adjustment in her Salary, now that she has completed one year on the job. Note Resolution #52-15

A request for Marie Falzone to assist Dawn to go through old records and support a general review of Court Records. Not motion taken on this, is ok to investigate further for overall cost and time estimates. After which the Board will review the request.

Court Clerk Dawn Breton provided Board with written estimate, seeking approval, for Annual Court Training program, with estimated cost of \$688.00. To be held Sept 27-30, 2015 Note See Resolution #51-15

RESOLUTION #51-15

On a motion by Coun Walker seconded by Coun George, the following Resolution was resolved, Court Clerk Dawn Breton be approved to register and attend requested training in the amount of \$688.00 (Estimated) Sept 27-30, 2015

Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.

Ayes 5 - Nays 0 - Adopted

**RESOLUTION #52-15**

On a motion by Coun Hewitt seconded by Coun George, the following Resolution was resolved, Court Clerk Dawn Breton hourly salary be increased from \$12.50 per hour to \$13.50 per hour effective for next pay period. Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.  
Ayes 5 - Nays 0 - Adopted

Coun Hewitt provided an update on Recreation Program 2015. All areas are being addressed and moving forward. A total of 42 have registered thus far. She expressed appreciation for the support from Town of Machias, in particular, Supv Matt Bull. Open item remains for review and approval of the Transportation Quotes that the Board was provided to review. (Note See Resolution # 52-15)

**RESOLUTION #53-15**

On a motion by Coun Fisher seconded by Coun George, the following Resolution was resolved, that we approve an the quote from Carrier Coach and authorize Supv Spencer to review with Attorney and if found acceptable, sign agreement in advance of Recreation Program start on July 6, 2015  
Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Abstain; Walker, Aye.  
Ayes 4 - Nays 0 – Abstain 1 (relative works at one of the quoting companies) Adopted

**RESOLUTION #54-15**

On a Motion of Coun Hewitt, seconded by Coun Walker, the following Resolution was Resolved, that The 2015 Yorkshire Summer Recreation will be held at the Delevan Village Park from July 6th to August 13th. There will be 4 field trips and swimming at the Pioneer Middle School on Mondays and Wednesdays. Also, a wellness and activities day @ the Delevan Park with Freedom and Machias taking part in the festivities.  
Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.  
Ayes 5 - Nays 0 - Adopted

**RESOLUTION #55-15**

On a Motion by Coun Fisher, seconded by Coun Walker, the following Resolution was Resolved, that the 2015 pay would be set per hour as follows for the Town of Yorkshire/Village of Delevan Summer Recreation Employees:

Trista Reisdorf - Director - \$17.00	Jessica Franklin - Aquatics Director - \$11.75
Jeffery Casella - Lifeguard/Rec Attendant - \$8.75	Brent Nourse - Lifeguard/Rec Attendant - \$8.75
Jordan Smith - Rec Attendant - \$8.75	Noelle Norton - Rec Attendant - \$8.75
Carolyn Kolansy - Rec Attendant - \$8.75	
Rob Hirsch - WSI- Progressive Swim Instructor - \$200- 2015 season	
Kathy Landhal - RN/LPN/EMT - Health Director - \$200 - 2015 season	

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

**Monthly Audit:** All Town Board Members had the opportunity to audit all vouchers (Bills, invoices or statements) submitted for payment and to initial the vouchers for payment (\*Note R #56-15).

**Pay Claims:**

**RESOLUTION #56-14**

On a Motion of Coun Walker, seconded by Coun George, the following Resolution was Resolved, that the following claims for payment be approved: General Fund Claims #152-188, in the amount of \$10,717.97 as set forth in General Fund Abstract No. 6 Dated June 16, 2014; Highway Fund Claims #93-104, in the amount of \$41,358.11, as set forth in Highway Fund Abstract No. 6 Dated June 16, 2014; Water Dist #1 Fund Claims #51-57, in the amount of \$868.03 as set forth in Water Dist #1 Fund Abstract No. 6 Dated June 16, 2014; Water Dist #2 Fund Claims #6 & 7, in the amount of \$803.25 as set forth in Water Dist #2 Fund Abstract No. 4 Dated June 16, 2014.  
Spencer, Aye; Fisher, Aye; George, Aye; Hewitt, Aye; Walker, Aye.  
Ayes 5 - Nays 0 – Adopted

**RESOLUTION #57-15**

On a Motion of Supv Spencer, seconded by Coun Hewitt, it was moved to enter into Executive Session at 8:00 pm regarding collective negotiations pursuant to Article 14 of the Civil Service Law (the Taylor Law) with Christopher Lexer & 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 8:14pm & reopened the regular meeting.  
With no further business, on a Motion of Coun Hewitt, seconded by Coun George, the meeting was adjourned at 8:15pm. Carried unanimously.

