

The regular monthly meeting of the Town Board for the Town of Yorkshire, was held on January 13, 2021 at the Town Hall, 82 S. Main Street, Delevan NY

Meeting was called to order at 7pm by Supervisor Spencer followed by the pledge to the flag.

Roll Call

Marcia Spencer, Supervisor, Present

Christopher Edmunds, Deputy Supv & Council Member, Present

Kenneth Fisher, Council Member, Late arrived at 7:04pm

Bradley Regan, Council Member, Present

Teresa Hewitt, Council Member, Present

Other town officials present were Donna Lavery, Town Clerk, Christopher Lexer Highway Supervisor

On a motion of Coun Edmunds, Seconded by Coun Fisher it was moved to dispense with the reading of the minutes from the Town Board Meeting held December 21, 2020.

Spencer, Aye; Fisher, Aye; Hewitt, Aye; Regan, Aye; Edmunds, Aye.

Aye- 5, Nay – 0,

Carried unanimously

On a motion of Coun Hewitt, Seconded by Coun Edmunds it was moved to approve the draft minutes from the meeting held on Monday, December 21, 2020.

Spencer, Aye; Fisher, Aye; Hewitt, Aye; Regan, Aye; Edmunds, Aye.

Aye- 5, Nay – 0,

Carried unanimously

Financial Reports

Supv Spencer presented the monthly Supervisors report for December 2020 to the Town Board for review, and file the reports with the Town Clerk

Resolution #5-21

On a motion of Coun Hewitt, Seconded by Coun Edmunds the following resolution was resolved to approve the Supervisors report for November 2020 as submitted and is attached to the minutes

Spencer, Aye; Fisher, Aye; Regan, Aye; Edmunds, Aye; Hewitt; Aye

Ayes 5, Nays 0, Absent 0- Adopted

Justice Guertin financial report was submitted. A check in the amount of \$9095.00 from the month of December 2020 was submitted to the Town Supervisor. The totals are Fines \$7,358.00; Civil Fees \$140.00; Surcharges \$1,597.00.

All Board members received a copy of the December 2020 Town Clerk report for review, and it is on file in the Town Clerk Office.

Larry Groves - Water Commissioner – absent – no written report

Chris Lexer – Code Enforcement – none

Chris Lexer – Highway – we are continuing to plow and sand the roads as much as needed.

Communications

Bloom's Furniture is having their official Grand Opening of their new store on Friday, February 19th at 9am. They are welcoming everyone to check out the new store.

Resolution #6-21

On a motion of Coun Hewitt, seconded by Coun Edmunds the following resolution was resolved to increase the maximum amount to be bonded for the Yorkshire Sewer District.

Resolution to Increase the Maximum Amount to Be Bonded for
District Improvements for Yorkshire Corners Sewer District

Whereas, the Town Board of the Town of Yorkshire, New York (the "Town") duly adopted a resolution directing MDA Consulting Engineers, PLLC, the Engineer for the Town, to supervise the preparation of a map, plan and report for providing the facilities, improvements or services in a portion of the Town, wherein a sewer district was established, as hereinafter described, and

Whereas, after the said Town Engineer duly filed said map, plan and report in the office of the Town Clerk of the Town of Yorkshire, the said Town Board did on May 20, 2019, duly adopt an order reciting a description of the boundaries of the proposed district, the maximum amount proposed to be expended for the improvement, the proposed method of financing to be employed, the fact that a plan, map and report describing the same are on file in the Town Clerk's office for public inspection and specifying that said Town Board shall meet at the Yorkshire Town Hall, located at 82 South Main Street, Delevan, New York, on the June 10, 2019 at 7:00 PM for the purpose of conducting a public hearing on such proposal to establish the sewer district with the specified improvements and to hear all persons interested in the subject thereof concerning the same, and

Whereas, copies of said order were duly published and posted according to law, and said Town Board did, at the time and place specified in said order, duly meet and consider such proposal and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same, and

Whereas, the Yorkshire Town Board voted to establish the Yorkshire Corners sewer District on July 18, 2019; and

Whereas, the Town Board has called a Public Hearing to be held on November 30, 2020 to increase the amount to be bonded to complete the project completed by the Map, Plan and Report to an amount not to exceed \$3.855 Million, as explained in the letter from MDA, Consulting Engineers, PLLC, the Engineer for the Town, to Marcia Spencer, Town Supervisor, attached hereto as Exhibit 1 and expressly made a part hereof. The increase is necessary in light of the amount of grants received thus far and the uncertainty as to whether any further grants will be awarded.

Whereas, the evidence offered at such time and place requires that the Town Board make the determination hereinafter made;

Now, Therefore, Be It Resolved, by the Town Board, in the County of Cattaraugus, that it be and hereby is determined as follows:

- {1) The notice of hearing was published and posted as required by law and is otherwise sufficient.

- (2) That all of the property and property owners, within the proposed Sewer District are benefited thereby, even with the amount to be potentially bonded increase d.
- (3) That all of the property and property owners benefited are included within the proposed Sewer District, even with the amount to be potentially bonded increase d.
- (4) It is in the public interest to establish the proposed Sewer Dist rict as hereinafter described, even with the amount to be potentially bonded increased.

And be it, Further Resolved, that the Town Board does hereby approve the increase to \$3.55 Million as the maximum amount to be bonded in the Sewer District as hereinafter described known as Yorkshire Corners Sewer District, described as fo ll ow s:

ALL THAT TRACT OR PARCEL OF **LAND**, situate in the Town of Yorkshire, County of Cattaraugus and State of New York, being part of Lot Numbers 1 and 8, Tow nsh i p 7, Range 5 and Lot Number 16, Township 6, Range 5 of the Holland Land Company's Survey, as shown on the map attached hereto as entitled Yorkshire Corners Sewer District Boundary Map prepared by MDA Consulting Eng in eers, PLLC dated March 29, 2019 and further described as the following parcels pursuant to the records of Cattaraugus County as of Jan u ary 9, 2019, all of which are in the Town of Yorkshire, County of Cattaraugus and State of New York:

Tax Map Number	Street#	Pioneer	Street
4.002-1-25./10	10	Pioneer	
4.002-1-25./100	100	Pioneer	
4.002-1-25./101	101	Pioneer	
4.002-1-25./10 2	102	Pioneer	
4.002-1-25./103	103	Pioneer	
4.002-1-25./ 104	104	Pioneer	
4.002-1-25./ 105	105	Pioneer	
4.002-1-25./1 06	106	Pioneer	
4.002-1-25./107	107	Pioneer	
4.002-1-25./1 08	108	Pioneer	
4.002-1-25./109	109	Pioneer	
4.002-1-25./11	11	Pioneer	
4.002-1-25 ./110	110	Forrest	
4.002-1-25 ./ 111	111	Forrest	
4.002-1-25./11 2	112	Forrest	
4.002-1-25./113	113	Forrest	
4.002-1-25./115	115	Forrest	
4.002-1-25./116	116	Forrest	
4.002-1-25./117	117	Forrest	
4.002-1-25 ./118	118	Forrest	
4.002-1-25./119	119	Forrest	
4.002-1-25./12	12	Pioneer	

4.002-1-25./120	120	Forrest
4.002-1-25./121	121	Forrest
4.002-1-25./ 122	122	Forrest
4.002-1-25. / 123	123	Forrest
4.002-1-25./ 128	128	Pioneer
4.002-1-25./12 9	129	Pioneer
4.002-1-25./ 13	13	Pioneer
4.002-1-25./ 13 0	130	Pioneer
4.002-1-25./131	131	Kody
4.002-1-25./132	132	Kody
4.002-1-25./133	133	Kody
4.002-1-25./134	134	Kody
4.002-1-25./135	135	Kody
4.002-1-25./ 136	136	Kody
4.002-1-25./ 137	137	Forrest
4.002-1-25./ 138	138	Forrest
4.002-1-25./139	139	Forrest
4.002-1-25./14	14	Pioneer
4.002-1-25./140	140	Forrest
4.002-1-25./141	141	Forrest
4.002-1-25./ 142	142	Forrest
4.002-1-25./143	143	Forrest
4.002-1-25./145	145	Forrest
4.002-1-25./ 146	146	Forrest
4.002-1-25./147	147	Forrest
4.002-1-25./148	148	Kody
4.002-1-25./149	149	Kody
4.002-1-25./15	15	Pioneer
4.002-1-25. / 150	150	Kody
4.002-1-25./ 151	151	Kody
4.002-1-25./152	152	Kody
4.002-1-25./153	153	Kody
4.002-1-25./154	154	Kody
4.002-1-25./155	155	Kody
4.002-1-25./ 156	156	Kody
4.002-1 -25./157	157	Kody
4.002-1-25 ./159	159	Kody
4.002-1-25./ 16	16	Pioneer
4.002-1-25./160	160	Kody
4.002-1-25./161	161	Kody
4.002-1-25./162	162	Kody
4.002-1-25./163	163	Kody
4.002-1-25./164	164	Kody

4.002-1-25./165	165	Kody
4.002-1-25./ 166	166	Kody
4.002-1-25./ 167	167	Kody
4.002-1 -25./ 168	168	Kody
4.002-1 -25./ 169	169	Kody
4.002-1-25./17	17	Pioneer
4.002-1 -25./ 170	170	Kody
4.002-1-25./171	171	Kody
4.002-1-25./ 172	172	Kody
4.002-1-25./ 19	19	Pioneer
4.002-1 -25./ 2	2	Pioneer
4.002-1-25./20	20	Pioneer
4.002-1 -25./ 21	21	Pioneer
4.002-1-25./22	22	Pioneer
4.002-1-25./221	22B	Pioneer
4.002-1-25./222	222	Meadow
4.002-1-25./ 223	223	Meadow
4.002-1-25 ./224	224	Meadow
4.002-1-25./ 225	225	Meadow
4.002-1-25./ 226	226	Meadow
4.002-1-25./227	227	Meadow
4.002-1-25./ 23	23	Pioneer
4.002-1-25./ 24	24	Pioneer
4.002-1-25./ 246	246	Meadow
4.002-1-25./ 247	247	Meadow
4.002-1-25./ 248	248	Meadow
4.002-1-25 ./ 249	249	Meadow
4.002-1-25 ./ 25	25	Pioneer
4.002-1-25 ./ 250	250	Meadow
4.002-1-25 ./ 251	251	Meadow
4.002-1-25./ 252	252	Meadow
4.002-1-25./ 253	253	Meadow
4.002-1-25./254	254	Pioneer
4.002-1-25./255	255	Pioneer
4.002-1-25 ./ 256	256	Pioneer
4.002-1 -25./ 257	257	Pioneer
4.002-1-25./ 258	258	Pioneer
4.002-1-25 ./ 26	26	Pioneer
4.002-1-25./ 27	27	Pioneer
4.002-1 -25./ 28	28	Pioneer
4.002-1-25./ 281	28	Meadow
4.002-1-25./ 29	29	Meadow
4.002-1-25 ./ 291	29	Pioneer

4.002-1-25./3	3	Pioneer
4.002-1-25./ 30	30	Pioneer
4.002-1 -25./ 301	30	Meadow
4.002-1-25./ 31	31	Pioneer
4.002-1-25./311	31	Meadow
4.002-1-25./ 32	32	Tracey
4.002-1-25./ 321	32	Pioneer
4.002-1-25./ 33	33	Pioneer
4.002-1-25./331	33	Tracey
4.002-1-25./ 34	34	Pioneer
4.002-1-25./ 341	34	Tracey
4.002-1 -25 ./ 35	35	Tracey
4.002-1 -25./ 36	36	Pioneer
4.002-1 -25./ 361	36	Tracey
4.002-1-25./37	37	Tracey
4.002-1-25./38	38	Pioneer
4.002-1-25 ./ 381	38	Tracey
4.002-1-25./ 39	39	Tracy
4.002-1-25./ 4	4	Pioneer
4.002-1-25 ./ 40	40	Pioneer
4.002-1-25 ./ 401	40	Meadow
4.002-1-25./ 402	40	Tracey
4.002-1-25 ./ 41	41	Pioneer
4.002-1-25./42	42	Pioneer
4.002-1-25./43	43	Meadow
4.002-1-25./44	44	Meadow
4.002-1-25 ./ 45	45	Meadow
4.002-1-25./ 46	46	Meadow
4.002-1 -25./ 47	47	Meadow
4.002-1-25 ./ 48	48	Meadow
4.002-1-25./ 49	49	Meadow
4.002-1-25./5	5	Pioneer
4.002-1-25./50	50	Meadow
4.002-1-25./51	51	Meadow
4.002-1-25./52	52	Meadow
4.002-1-25./ 53	53	Meadow
4.002-1-25./54	54	Pioneer
4.002-1-25./58	58	Pioneer
4.002-1-25./ 59	59	Pioneer
4.002-1-25./6	6	Pioneer
4.002-1-25./60	60	Pioneer
4.002-1-25./ 61	61	Pioneer
4.002-1-25./62	62	Pioneer

4.002-1-25./ 63	63	Pioneer
4.002-1-25./ 64	64	Pioneer
4.002-1-25./ 65	65	Pioneer
4.002-1-25./ 68	68	Jack
4.002-1-25./ 69	69	Jack
4.002-1 -25./ 7	7	Pioneer
4.002-1-25./ 70	70	Jack
4.002-1-25./71	71	Jack
4.002-1-25./ 72	72	Pioneer
4.002-1 -25 ./ 73	73	Pioneer
4.002-1-25 ./ 74	74	Meadow
4.002-1-25 ./ 75	75	Meadow
4.002-1-25 ./ 76	76	Meadow
4.002-1-25./ 77	77	Meadow
4.002-1-25./79	79	Meadow
4.002-1 -25./ 8	8	Pioneer
4.002-1-25 ./ 80	80	Meadow
4.002-1-25./ 81	81	Meadow
4.002-1-25 ./ 82	82	Meadow
4.002-1-25 ./ 83	83	Pioneer
4.002-1-25 ./ 84	84	Pioneer
4.002-1-25 ./85	85	Pioneer
4.002-1-25./ 86	86	Pioneer
4.002-1-25 ./ 87	87	Pioneer
4.002-1-25 ./ 88	88	Pioneer
4.002-1-25./ 89	89	Pioneer
4.002-1-25./ 9	9	Pioneer
4.002-1-25./ 90	90	Pioneer
4.002-1-25./ 91	91	Pioneer
4.002-1-25./ 92	92	Pioneer
4.002-1-25./ 93	93	Pioneer
4.002-1 -25 ./ 94	94	Pioneer
4.002-1-25./ 95	95	Pioneer
4.002-1-25./97	97	Pioneer
4.002-1-25 ./ 98	98	Pioneer
4.002-1-25./ 99	99	Pioneer
	3300-	
4.002-1-7.1	3314	W Yorkshire
4.004-4-2.1/ 10	10	Kevin
4.004-4-2.1/ 11	11	Kevin
4.004-4-2.1/ 12	12	Shar i
4.004-4-2.1/ 14	14	Shar i
4.004-4-2.1/ 15	15	Shari

4.004-4-2.1/16	16	Shar i
4.004-4-2.1/19	18	Shar i
4.004-4-2.1/ 20	20	Kevin
4.004-4-2.1/ 211	21	Kevin
4.004-4-2.1/ 26	26	Shar i
4.004-4-2.1/ 27	27	Kevin
4.004-4-2.1/ 271	27	Shar i
4.004-4-2.1/ 28	28	Shar i
4.004-4-2.1/ 29	29	Shar i
4.004-4-2.1/ 3	3	Shar i
4.004-4-2.1/ 351	35	Kevin
4.004-4-2.1/ 36	36	Kevin
4.004-4-2.1/ 4	4	Shar i
4.004-4-2.1/ 41	41	Lake
4.004-4-2.1/ 43	43	Lake
4.004-4-2.1/ 45	45	Lake
4.004-4-2.1/ 47	47	Lake
4.004-4-2.1/ 49	49	Lake
4.004-4-2.1/ 5	5	Shar i
4.004-4-2.1/ 51	51	Lake
4.004-4-2.1/53	53	Lake
4.004-4-2.1/ 54	54	Woods
4.004-4-2.1/ 55	55	Woods
4.004-4-2.1/ 58	58	West
4.004-4-2.1/ 59	59	West
4.004-4-2.1/ 60	60	West
4.004-4-2.1/62	62	West
4.004-4-2.1/ 63	63	Lake
4.004-4-2.1/66	66	Woods
4.004-4-2.1/ 67	67	Woods
4.004-4-2.1/69	69	Woods
4.004-4-2.1/7	7	Kevin
4.004-4-2.1/ 8	8	Kevin
4.004-4-2.1/9	9	Kevin
4.004-4-2.1/ 94	93	Shari
4.004-4-2.1/ 95	95	Shari
4.004-4-2.1/96	96	Shari
4.004-4-2.1/ 98	98	Shari
4.044-1-10	3286	W Yorkshire
4.044-1-15.3	3274	W Yorkshire
4.044-1-17	3266	W Yorkshire
4.044-1-8	3296	W Yorkshire
4.044-1-9	3290	W Yorkshire

5.001 -1-10	12141	Old Olean
5.001-1 -11	12137	Old Olean
5.001 -1-12.1	12127	Old Olean
5.001-1 -13	12123	Old Olean
5.001-1-14	12117	Old Olean
5.001-1-2 1.3	12097	Old Olean
5.001-1-2 1.5	12103	Old Olean
5.001-1-4 .10	3163	French
5.001-1-4.3	3156	French
5.001-1-4.4	3160	French
5.001-1 -4.5	3159	French
5.001-1-4.7	3162	French
5.001-1-4.8	3166	French
5.001-1-4.9	3161	French
5.001-1-5	12189	Old Olean
5.001 -1-6.1	12177	Old Olean
5.001-1-7	12169	Old Olean
5.001-1 -8	12163	Old Olean
5.001-1-9.2	12153	Old Olean
5.009-1-19	3226	NYS Rte 39
5.009-2-10	3050	NYS Rte 39
5.009-2-11	3056	NYS Rte 39
5.009-2 -13	3104	NYS Rte 39
5.009-2-14	3110	NYS Rte 39
5.009-2-15 .2	3114	NYS Rte 39
5.009-2-18	3120	NYS Rte 39
5.009-2-19	3124	NYS Rte 39
5.009 -2-20	3128	NYS Rte 39
5.009-2-21	3134	NYS Rte 39
5.009-2 -22	3140	NYS Rte 39
5.009-2-6 .1	3016	NYS Rte 39
5.009 -2-7	3024	NYS Rte 39
5.009-2-8	3034	NYS Rte 39
5.009-2-9	3044	NYS Rte 39
5.009 -3-11	3021	NYS Rte 39
5.009 -3-12	3017	NYS Rte 39
5.009-3- 13.1	3005	NYS Rte 39
5.009-3-13.2	3011	NYS Rte 39
5.009-3-17	12168	Church
5.009-3-18	12174	Church
5.009-3-19	12178	Church
5.009-3-2	3093	NYS Rte 39
5.009-3-20	12186	Church

5.009-3-21	12190	Church
5.009 -3-22	12196	Church
5.009-3-23	12202	Church
5.009 -3-24	12210	Church
5.009-3-24 ./ 1	12206	Church
5.009-3 -25	12212	Church
5.009-3-4 .1	3073	NYS Rte 39
5.009 -3-6	3061	NYS Rte 39
5.009 -3-7	3055	NYS Rte 39
5.009-3-9	3043	NYS Rte 39
5.009-4-10	12199	Church
5.009-4-1 1.1	12193	Church
5.009-4-12	12187	Church
5.009-4- 13	12185	Church
5.009-4-14	12179	Church
5.009-4-15.1	12173	Church
5.009-4-16	12154	Old Olean
5.009 -4-17	12156	Old Olean
5.009-4-18	12162	Old Olean
5.009-4-19	12172	Old Olean
5.009-4-2 .1	12212	Old Olean
5.009-4-20	12178	Old Olean
5.009-4-21	12182	Old Olean
5.009-4-22	12188	Old Olean
5.009-4-23	12190	Old Olean
5.009-4 -24	12196	Old Olean
5.009 -4-25	12198	Old Olean
5.009 -4-26	12206	Old Olean
5.009-4-4	3129	NYS Rte 39
5.009 -4-5	3125	NYS Rte 39
5.009 -4-6	3119	NYS Rte 39
5.009-4 -8	12215	Church
5.009 -4-9.1	12205	Church
5.009-5-11	12207	Old Olean
5.009-5-12	3156	Westover
5.009-5-13	3164-68	Westover
5.009-5 -14	3172	Westover
5.009-5-15	3184	Westover
5.009-5-16	12193	Old Olean
5.009 -5-17	3163	Westover
5.009-5 -18	3169	Westover
5.009 -5-19	3175	Westover
5.009-5-20	3185	Westover

5.009-5-21	3191	Westover
5.009-5-22	3199	Westover
5.009-5-23	3209	Westover
5.009-5-24	12189	Maple
5.009-5-25	12185	Maple
5.009-5-26	12179	Maple
5.009-5-27	12175	Maple
5.009-5-29	12160	Pine
5.009-5-31	12172	Pine
5.009-5-32	12178	Pine
5.009-5-34	3215	Westover
	3208-	
5.009-5-35	3212	Westover
5.009-5-37	3225	Westover
5.009-5-38	12187	Pine
5.009-5-39	12177	Pine
5.009-5-4	3223	NYS Rte 39
5.009-5-40	12173	Pine
5.009-5-41	12159	Pine
5.009-5-42.1	12151	Pine
5.009-5-44	3233	Westover
5.009-5-45	3239	Westover
5.009-5-46	3243	Westover
5.009-5-47	3232	Westover
5.009-5-48	3236	Westover
5.009-5-5	3219	NYS Rte 39
5.009-6-10	12102	Pine
5.009-6-11	12128	Pine
5.009-6-12	3193	Poplar
5.009-6-13	3201	Poplar
5.009-6-14	12140	Pine
5.009-6-15	12134	Pine
5.009-6-16	12124	Pine
5.009-6-2	12139	Pine
5.009-6-3	12131	Pine
5.009-6-4	12125	Pine
5.009-6-5	12119	Pine
5.009-6-6	12117	Pine
5.009-6-7	12115	Pine
4.002-1-20	12189	NYS Rte 16
4.002-1-2 0./ 2	12189	NYS Rte 16
4.002-1-21.1		W Yorkshire
4.002-1-21.2		W Yorkshire

4.002-1-22		NYS Rte 16
4.002-1-23	12129	NYS Rte 16
4.002-1-24		NYS Rte 16
4.002-1-25	12041	NYS Rte 16
4.004-4-2.1		NYS Rte 16
4.004-4-2.1/17	17	Shari
4.004-4-2.1/ 311	31	Kevin
4.004-4-2.1/ 591	59	Woods
4.004-4-2.2		NYS Rte 16
4.044-1-11.1		K
4.044-1-11.2		K
4.044-1-12		K
4.044-1-13	3277	K
4.044-1-14		3280 W Yorkshire
4.044-1-15.2		K
4.044-1-16	12243	NYS Rte 16
4.044-1-18.1	12239	NYS Rte 16
4.044-1-18.2	3260	W Yorkshire
4.044-1-18.3		W Yorkshire
4.044-1-19	12231	NYS Rte 16
5.001 -1-1	12178	NYS Rte 16
5.001 -1-15	12109	12109 Old Olean
5.001 -1-2.1		NYS Rte 16
5.001-1-2.2		NYS Rte 16
5.001 -1-21.4	12087	Old Olean
5.001-1-4 .1		French
5.001-1-4.2		French
5.001 -1-4.6		French
5.001-1-6.2	12171	Old Olean
5.001-1-9.1		Old Olean
5.009 -1-1.1	12260	NYS Rte 16
5.009 -1-1.3	12248	NYS Rte 16
5.009 -1-13	3172-3178	NYS Rte 39
5.009-1-15	3180	NYS Rte 39
5.009 -1-18	3218	3218 NYS Rte 39
5.009 -1-20	3230	3230 NYS Rte 39
5.009-1-21.1	3242	3242 NYS Rte 39
5.009-2-24	3142	3142 NYS Rte 39
5.009-2-6 .3	3008	3008 NYS Rte 39
5.009 -3-1	3101	3101 NYS Rte 39
5.009-3-10	3025	3025 NYS Rte 39
5.009-3-4 .2		NYS Rte 39
5.009-3-5	3069	NYS Rte 39

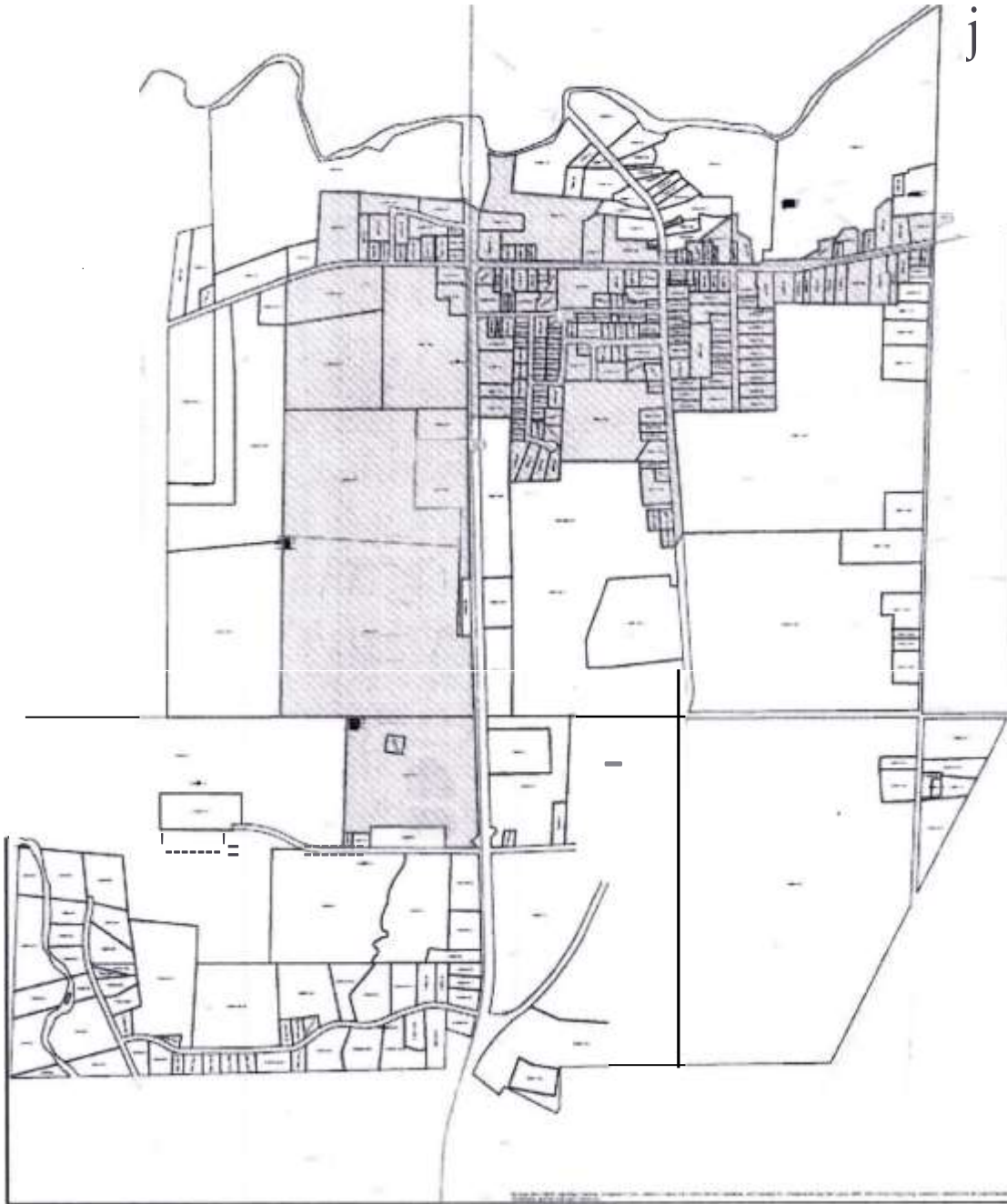
5.009 -3-8	3051	NYS Rte 39
5.009-4-1	3145	NYS Rte 39
5.009 -4-11.2		Old Olean
5.009-4-2 .2	3143	NYS Rte 39
5.009-4 -2.3	3133	NYS Rte 39
5.009 -4-7	3113	NYS Rte 39
5.009 -4-9.2	12211	Church
5.009-5-1	3243	NYS Rte 39
5.009-5-10	3153	NYS Rte 39
5.009-5-2	3235	NYS Rte 39
5.009-5-28		Maple
5.009 -5-3	3231	NYS Rte 39
5.009-5-30		Pine
5.009-5-36	3226	Westover
5.009-5-43	12188	NYS Rte 16
5.009-5-49.1	12208	NYS Rte 16
5.009-5-50	12215	NYS Rte 16
5.009 -5-51	3261	NYS Rte 16
5.009-5-6.1	3213	NYS Rte 39
5.009-5-6.2		NYS Rte 39
5.009-5-7		NYS Rte 39
5.009-5-8	3173	NYS Rte 39
5.009 -5-9	3171	NYS Rte 39
5.009 -6-8		Pine
5.009-6-9		Pine

And as further shown on t he following map:

EXHIBIT A-1

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Yorkshire Earners Sewer Disposal System Map



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TOWN OF YORKSHIRE

CAITRAIGU SC OW / TY, NEWROX

MBA Consulting Engineers P.L.L.C.
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NOTE: TO THE EXTENT THAT THE MAP AND THIS LIST OF PARCELS CONFLICTS, SAID YORKSHIRE CORNERS SEWER DISTRICT BOUNDARY MAP SHALL BE THE CONTROLLING DOCUMENT FOR PURPOSES OF DETERMINING BOUNDARIES OF THE YORKSHIRE CORNERS SEWER DISTRICT.

and be it Further Resolved, that this resolution is subject to a 30-day permissive referendum;
and be it Further Resolved, that the Town Clerk be and she hereby is authorized and directed to file a certified copy of this resolution, in duplicate in the office of the New York State Comptroller;

and be it Further Resolved, that the Town Clerk be and she hereby is authorized and directed to file publish this Resolution for one week in the Arcade Herald and post it at the Yorkshire Town Hall, both of which must occur within ten days of this resolution.

Supervisor Marcia Spencer	VOTING	<u>Aye</u>
Councilperson Kenneth Fisher	VOTING	<u>Aye</u>
Councilperson Brad Regan	VOTING	<u>Aye</u>
Councilperson Teresa Hewitt	VOTING	<u>Aye</u>
Councilperson Christopher Edmunds	VOTING	<u>Aye</u>

Certified by the York shire Town
Clerk this 13th day of January, 2021

Donna Lavery, Yorkshire Town Clerk

Resolution #7-21

On a motion of Coun Edmunds, seconded by Coun Regan the following resolution zoning resolution was resolved. All in Favor – Carried

TOWN OF YORKSHIRE

**LOCAL LAW NO. 1 OF THE YEAR
2021**

Amendment to the Town of Yorkshire, County of Cattaraugus, New York Zoning Law

BE IT HEREBY ENACTED BY THE TOWN BOARD OF THE TOWN OF YORKSHIRE, CATTARAUGUS COUNTY, NEW YORK, AS FOLLOWS:

SECTION 1. LEGISLATIVE INTENT

It is the intent of this legislation amend the Town of Yorkshire Zoning Law by requiring an 18 inches set back from all property lines for all fences.

SECTION 2. ADDITION OF SECTION 5.13.5 TO THE YORKSHIRE ZONING LAW

Set Back. All fences shall be set back 18 inches from all property lines.

SECTION 3. SEVERABILITY

The invalidity of any word, section, clause, paragraph, sentence, or provision of this Local Law shall not affect the validity and/ or constitutionality of any other part of this Local Law, which shall be given effect.

SECTION 4. EFFECTIVE DATE

This Local Law shall become effective January 13, 2021 subject to its filing with the New York Secretary of State.

Roll Call Vote:

Supervisor Marcia Spencer	VOTING	Aye
Councilperson Kenneth Fisher	VOTING	Aye
Councilperson Brad Regan	VOTING	Aye
Councilperson Teresa Hewitt	VOTING	Aye
Councilperson Christopher Edmunds	VOTING	Aye

Certified by the Yorkshire Town Clerk this 13th day of January, 2021

Donna Lavery, Yorkshire Town Clerk

Resolution #8-21

On a motion of Coun Edmunds, seconded by Coun Fisher the following resolution was resolved to accept the Confidentiality Agreement and to Authorize Supervisor Spencer to sign the Confidentiality agreement.

CONFIDENTIALITY AGREEMENT

WHEREAS, the Town of Yorkshire (the "Employer") is a signatory to a collective bargaining agreement with Teamsters Local 264, affiliated with the International Brotherhood of Teamsters (the "CBA"); and

WHEREAS, the undersigned auditor, John F. Tierney, Jr . (the "Auditor"), is a field auditor for the New York State Teamsters Council Health and Hospital Fund (the "Fund"); and

WHEREAS, pursuant to the written notification of the Fund's audit of the Employer for the period January 2013 through December 2019 (the "audit period") and the terms of the Fund's Participation and Trust Agreements, the Fund is conducting an audit of the Employer to determine whether the Employer has made the proper contributions to the Fund for t he audit period (the "Audit"); and

WHEREAS, in the course of providing information to the Fund during the Audit, the Employer will be giving the Auditor access to confidential financial and other information, including the Employer's payroll records and certain other personnel records relating to any employees; and

WHEREAS, the Auditor has represented that his inquiries are for the sole purpose of determining whether the Employer has made the proper contributions to the Fund during the audit period.

NOW THEREFORE, the parties hereto agree as follows:

1. The Employer will supply the Auditor with certain books and records in accordance with the Fund's Participation and Trust Agreements to the extent the Auditor reasonably deems necessary to determine whether the Employer has made the proper contributions to the Fund.
2. During the course of the Audit, the Auditor may prepare such necessary work papers to conclude the Audit and to complete an audit report to the Fund ("Audit Report"), but is not entitled to remove copies of the Employer's financial and other records from the premises. Notwithstanding the foregoing, and only to the extent the Auditor determines it is necessary to remove certain financial and other records from the Employer's premises in order to complete the Audit, the Fund agrees that the Auditor shall: (i) provide the Employer, in writing, a list of all such records by type, date range or other pertinent

information; (ii) upon request, discuss with the Employer whether one or more alternatives exists to removing such records; and (iii) if removal is deemed necessary by

the Auditor following such discussion, at the Fund's expense, photocopy such records, but only to the extent necessary to complete an Audit Report to the Fund.

- 3. In the absence of a court order, the Fund agrees that none of its employees, officers or directors shall disclose any of the information contained in the financial and other records of the Employer. However, specific information relating to work performed within the Union's craft jurisdiction which is necessary for Auditor to complete the audit report may be provided to the Trustees of the Fund, legal counsel for the Fund, and Administrators of the Fund. In no event may the Auditor disclose to anyone, including the Trustees, legal counsel and Administrators of the Fund, any information that the Auditor reasonably determines is not relevant to the Employer's obligation to contribute to the Fund. Any work papers and photocopies of the Employer's records retained by the Fund shall be kept subject to the confidentiality provisions of this Agreement for so long as such papers and copies are retained.
- 4. The Fund acknowledges that the Employer's financial and other information constitutes a valuable, special, and unique asset of the Employer and agrees to use the financial and other information solely for purposes of the Audit and to disclose the financial or other information to the Trustees of the Fund, legal counsel for the Fund, and Administrators of the Fund only to the extent reasonably necessary and for the sole purpose of verifying the accuracy of work performed by and contributions due on behalf of the Union members. Such confidentiality shall be covered by the Auditor's professional standards.
- 5. The Fund agrees that it is legally responsible for any violation of applicable federal or state privacy and security laws regarding the information provided by the Employer.
- 6. This Agreement may be executed in two or more counterparts each of which shall be deemed an original, but all of which taken together shall constitute one and the same instrument.
- 7. This Agreement shall be governed by and construed and enforced in accordance with the laws of the State of New York without regard to conflict of laws principles thereof.

New York State Teamsters Council
Health and Hospital Fund

Town of Yorkshire

By: _____

By: _____

Its: _____

Its: _____

We have received 3 resumes for the Court Constable position. They are from Alleghany, Lakeview, and Hamburg. With no court open at this time we will table any discussions until next month pending Town court status.

Resolution #9-21

On a motion of Coun Edmunds, seconded by Coun Regan the following resolution was resolved to hold a Multijudisdictional Hazard Mitigation Public Hearing at the next town board meeting to be held on Wednesday, February 10th, 2021 at 7pm

Spencer, Aye; Fisher, Aye; Hewitt, Aye; Regan, Aye; Edmunds, Aye.

Aye- 5, Nay – 0,

Carried unanimously

Coun Hewitt and Coun Fisher performed the Town Court financial audit and everything went very well, They are doing a good job.

Monthly Audit: All town board members have had the opportunity to audit all vouchers (bills, invoices, or statement) submitted for payment

Annual Town Audit - The Town Board conducted their Annual Audit of the following Town Officials 2020 Financial Records as required by Town Law #123.; That the Town Board reviewed and audited the financial records of Donna Lavery, Town Clerk (Donna Lavery's Tax Collection Records were audited & approved), and that she filed a statement in writing showing his town clerk receipts and disbursements for the fiscal year 2020, and the Water Districts financial records of Donna Lavery for the fiscal year 2020 were reviewed and audited (& the water records are reconciled for billing & payments by Diane R Finch, CPA, each month); That the Town Board reviewed and audited the financial records of Christopher Lexer, Codes Enforcement & Zoning Officer, for the fiscal year 2020; and that Supv Marcia Spencer presented the first eleven months of the 2020 Supervisors financial records for review & audit, and that she will submit the Supervisors Annual Report, when completed by Diane R Finch, CPA, to the Town Board, in lieu of a financial statement

The Town Board reviewed the financial records and examined the criminal & civil dockets of Town Justice Lynn Guertin and Former Town Justice Heather Tomes, and that the fines and fees therein shown to have been collected had been turned over to the proper officials as required by town law for the fiscal year 2020.

RESOLUTION #10-21

On a Motion of Coun Edmunds, seconded by Coun Fisher, the following Resolution was, resolved to approve the 2020 financial records as presented by the above Town Officials.

Spencer, Aye; Fisher, Aye; Hewitt, Aye; Regan, Aye, Edmunds, Aye

Ayes 5 - Nays 0 – Adopted

Pay Claims:

RESOLUTION #11-21

On a motion of Coun Fisher, seconded by Coun Hewitt the following resolution was resolved, the following claims for payment be approved: General Fund Claims #1 - #11 in the amount of \$2,559.20 as

set forth in the General Abstract No 1 Dated January 13, 2021; The Lighting District Claim #10 in the amount of \$612.59 as set forth in the Lighting District Abstract No 1 Dated January 13, 2021; The Yorkshire Corners Sewer District Fund Claims #1-2 in the amount of \$1,822.04 as set forth in the Yorkshire Corners Sewer District Abstract No 1 Dated January 13, 2021; The Highway Fund Claims #1-#14 in the amount of \$41,709.93 as set forth in the Highway Abstract No 1 Dated January 13, 2021; Water District #1 Fund Claims #1 - #3 in the amount of \$4,348.18 as set forth in the Water District #1 Abstract 1 Dated January 13, 2021;
Spencer, Aye; Fisher, Absent; Regan, Aye; Edmunds, Aye; Hewitt; Aye
Ayes 4, Nays 0, Absent 1- Adopted

With no further business to discuss and on a motion of Coun Edmunds, seconded by Coun Regan the meeting was adjourned at 7:50pm

Donna Lavery, Town Clerk