

York Town Board Meeting  
May 27, 2010

Present: Supervisor Gerald L. Deming, Council Members: Lynn Parnell, Frank Rose Jr., David Deuel and Norman Gates

Absent: None

Others: Ronald Cicoria (Town Attorney), Norman Barrett (Senior Water & Sewage Tr. Pl. Operator) and George Worden Jr. (Highway Superintendent)

Supervisor Deming opened the Town Board Meeting at 7:32 p.m. with the pledge to the flag.

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to approve the minutes of the May 13<sup>th</sup> Town Board Meeting. Voted on and approved, Yes-5, No-0.

OLD BUSINESS

1) Open Space:

Councilman Deuel reminded the Board of the upcoming workshop at Genesee Community College pertaining to Open Space on Tuesday, June 15<sup>th</sup> from 11:00 a.m.- 2:30 p.m. Mr. Deuel stated anyone interested in attending the session must contact him by June 5<sup>th</sup> to confirm a seat.

Mr. Deuel stated he followed through with the suggestion made two weeks ago to contact the York/Leicester Senior group offering to speak with them about the information on Open Space in the community. He hopes to be scheduled shortly for one of their luncheons.

Councilman Deuel commented that his committee continues to receive completed surveys (roughly 160 at last count) and have been busy tabulating the results. They expect to have the findings by the June 3<sup>rd</sup> committee meeting. A public informational meeting is slated for Wednesday, June 9<sup>th</sup> at 7:00 p.m. at the Town Hall.

2) Manure issue:

Supervisor Deming and Councilman Deuel reported they have received a great deal of information on the liquid manure topic and procedures in place in other towns and counties. The main focus is to inform our local farms of the ongoing concerns we have in hopes of bringing them onboard with future policies for emergency response cleanup purposes.

Mr. Deuel stated he spoke with Pete Kanouse, District Manager of Livingston County Soil & Water, New York State Farm Bureau and Cooperative Extension about other areas and their preparedness. Mr. Deuel suggested that the Board review the blue print from Onondaga County because they have laid out a very well organized procedural plan, and we could perhaps use some of that terminology if and when we decide to move forward.

## WATER/SEWER

### 1) Lift Station maintenance:

Mr. Barrett reported that a maintenance plan for each of the 13 lift stations is underway. Two of the stations have been completed, with many more to follow. Mr. Barrett stated due to the wear and tear over the years it is important to stay on top of the routine maintenance, such as seals, bearings, etc., of each station in order to keep them running properly and efficiently. Mr. Barrett added that a maintenance schedule has been prepared for each station, to verify each aspect of repair work and routine maintenance.

### 2) Employees:

Mr. Barrett stated he has been at a disadvantage for several months trying to get things done due to the time off and vacation time the two men have had and Jim Hodges lengthy recuperation. It is quite taxing to complete jobs when we don't have a full crew for an entire week.

Supervisor Deming suggested to Mr. Barrett that he discuss with Highway Supt., Mr. Worden a schedule to share employee, Mark Sharpe in hopes this will assist him until Mr. Hodges is able to return to work.

### 3) THM's:

Mr. Barrett reported to the Board that the last tests were taken on May 18<sup>th</sup> for the THM samples, but results are not yet back. The sampling for the May 11<sup>th</sup> tests were completed, showing a double digit reduction in the THM's, which proves the experiment is working. Mr. Barrett stated he is confident the last round of samples will also show a reduction as well.

## HIGHWAY

### 1) Road work:

Mr. Worden reported that the Highway Department has been oil and stoning Retsof Road and upper Craig Road the last two days. Mr. Worden also stated they experienced a few issues with the crack sealing machine, but have since corrected the problem and anticipate no further issues.

### 2) Grievance:

Mr. Worden informed the Board of a recent Grievance action taken by employee, Lewis Price against him. Mr. Price claimed when Mr. Worden asked part-time employee, Dennis Brinkman to go with him to Long Island on April 22<sup>nd</sup> to retrieve a backhoe, he should have asked him as a full-time employee. Mr. Worden stated he explained to Mr. Price before they left that he needed him to stay here to continue the job already underway, and asked Mr. Brinkman because he was familiar with the Long Island area. Mr. Worden stated he received the written grievance on May 10<sup>th</sup>, 2010, which was 17 days after the incident, and the Union contract states all grievances must be submitted within a 14 day time frame, and must outline what section is in violation, which was not done. Mr. Worden prepared a written response to Mr. Price explaining his side of the situation and outlining that procedures were not followed properly in the original submittal. Mr. Worden informed the Board that he also received a telephone call from Teamster's Representative, Glenn Miller telling him how to handle this grievance, and

stating most towns do not follow the 14 day written submittal format. Mr. Worden replied that the Town of York will follow this contract and any future contracts accordingly. Mr. Worden stated two days later Mr. Price verbally reported to him he will not be taking the grievance any further.

3) Truck:

Mr. Worden asked the Board how they wish to handle the old #13 truck in the fleet, do we want to declare it surplus equipment, send it to auction or bid it out.

After a brief discussion the Board agreed we should try the bid format first and if we do not receive any response or too low of a response, then proceed further at auction. The Board stated if we do not receive a price Mr. Worden is comfortable with, we can always retain the truck for spare parts for the others.

4) CHIPS:

Mr. Worden stated we still have no word yet on the status of the CHIPS funding, but hope to learn more at the Highway Superintendent's training school in two weeks.

NEW BUSINESS

1) Caledonia Trail Blazers, Inc.:

a- Yearly agreement:

RESOLUTION offered by Mr. Gates and seconded by Mr. Rose authorizing Supervisor Deming permission to renew the Land Use Agreement with the Caledonia Trail Blazers Inc. Snowmobile Club for the 2010-2011 season. Voted on and approved, Yes-5, No-0.

2) Ag. & Markets:

Clerk, Harris informed the Board of the impending decision by New York State Department of Ag. & Markets to relinquish their responsibilities for dog licensing throughout the State. Mrs. Harris commented at the Town Clerk's conference in April a representative from Ag. & Markets addressed the group to answer questions and outline what we will be asked to do because their Department will not be handling those duties as of January 1, 2011 due to financial restraints. Mrs. Harris expressed to the Board the huge impact this will have throughout the State and more importantly this community. The costs involved will be large and the additional workload will be immense.

Supervisor Deming stated he was aware of this issue and his fellow Supervisors have the same financial concerns.

Clerk, Harris stated she recently received an email from the New York State Town Clerk's Association informing us of a recent motion made by Chautauqua County opposing the Governor's plan to eliminate Ag. & Markets role in dog licensing, and now ask the Town Board their thoughts on the subject.

The Board agreed this change would require hundreds of localities to separately design a system resulting in much higher expenses and greater burdens, they too oppose this elimination.

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel opposing the Governor's plan to eliminate New York State Department of Agriculture and Markets role in dog licensing. Voted on and approved, Yes-5, No-0.

3) Right to Farm Law:

Clerk, Harris reported after the approval of Local Law #1 of 2010, "Town of York Right to Farm Law" on May 13<sup>th</sup>, it was mailed to the Secretary of State the following day. We finally received confirmation of the filing date, which was May 18, 2010.

BILLS

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to approve all claims brought before the Board. Voted on and approved, Yes-5, No-0.

Sewer Districts	# 78-83	\$ 8,095.82
Consolidated Water	# 106-112	\$ 3,406.57
General Fund Claim	# 167-184	\$ 11,235.73
Highway Fund Claim	# 93-96	\$ 3,472.45

ADJOURNMENT

RESOLUTION offered by Mr. Gates and seconded by Mr. Deuel to adjourn the Town Board Meeting until June 10<sup>th</sup>. Voted on and approved, Yes-5, No-0.

Town Board Meeting closed at 8:13 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk