

York Town Board Meeting
July 11, 2013

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

Absent: Frank Rose Jr.

Others: George Worden Jr. (Highway Supt.), Patricia Gardner, Andrew Emborsky (Town Attorney) and Carl Peter (Zoning & Code Officer)

Supervisor Deming opened the Town Board Meeting at 7:32 p.m. and invited Councilman Deuel to lead in the Pledge of Allegiance.

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to approve the minutes of the June 27th Town Board Meeting. Voted on and approved, Yes-4, No-0.

HIGHWAY REPORT

Mr. Worden reported the Highway Department continues to mow roadsides more frequently due to the ongoing rainfall and grass growth. Mr. Worden added he instructed the men to mow a bit further back for better visibility for oncoming traffic.

Mr. Worden stated we will be working for the County on Monday and Tuesday of next week and then wedging Craig Road and York Road East.

Mr. Worden commented we were one of several towns in our County fortunate to receive additional salt at no cost, from the train derailment that took place in early June near Wheatland Center Road. The salt was not compromised in any way in the Genesee and Wyoming hopper cars. Mr. Worden added some of the salt was delivered to us and the remainder picked up by our trucks. Mr. Worden commented although receiving the salt, we will still need to purchase our contractual amount from American Rock.

Mr. Worden reported the Highway crew set the grounds for the 4th of July celebration at York Central School last week and erected the Valley Fest banner for the upcoming festival.

WATER/SEWER REPORT

Mr. Worden stated one of the sewer pumps located on Flats Road experienced issues recently. New parts were ordered and is now up and running once again.

Mr. Worden reported Mr. Grant has been handling the Water & Sewer duties well. Until Operator, Mr. Hodges returns to work, Mr. McCracken will be working a few hours each week to assist the department. Tuesdays are routine testing days so that will be the most likely week day for him to work.

Mr. Worden discussed with the Board their thoughts about a celebration acknowledging Mr. McCracken's retirement. Mr. Worden suggested a small picnic with the Board and employees recognizing Roger's years of service. Supervisor Deming stated he too contemplated a retirement gathering and feel a picnic setting with the staff and

spouses might be a nice way to proceed and suggested having it behind the Town Hall on the Fireman's grounds, if approved. Mr. Deming stated we could contact LeRoy Country Club (Barb Martin) and the "3 Legged Pig" to obtain catering information.

7:40 P.M.- Councilman Rose arrived at this time.

Mr. Worden added now that the majority of rainfall has ceased he hopes to schedule the repaving of the parking lot very shortly. Mr. Worden also reported he recently spoke with a representative from Mueller to discuss the defective saddle issues we experienced during the water replacement project. At this point they indicated they will not be crediting our account for the situation and Mr. Worden stated he is not happy with how the service has handled the matter and is re-evaluating future purchases with their company. Mr. Worden expressed to the representative that he would feel more comfortable about doing business with Mueller again if they offered an extended warranty of the material, which they replied they would have to wait until the existing one year warranty expires before considering extending into future years. Mr. Worden stated a few items still need to be completed. One drain needs to be corrected and the State must do a "walk through" of the project area before signing off. Mr. Worden suggested before we officially sign off on the project, we might want to consider going door to door, obtaining signature approval from the homeowners for our records. The Board agreed visiting each home is a wise method to proceed in.

The Board discussed with Mr. Worden the River Road area and the existing speed limit sign posted. Supervisor Deming stated, currently on River Road one sign has been placed but should have two for proper posting purposes. Mr. Worden agreed stating he is waiting for the second sign to be prepared and will then post accordingly.

OLD BUSINESS

1) Wasserman update:

Supervisor Deming asked Mr. Worden the status of Piffard resident, Roselyn Wasserman's drainage matter. Mr. Worden replied the State recently ditched in front of her property and we have some remaining restoration to complete, but otherwise the water situation has been resolved. Ms. Wasserman's lawn is now able to drain properly and the area is finally drying out.

2) Giglio update:

Supervisor Deming informed the Board of a request made by Senator Gallivan's office to further discuss the Gerald & Nancy Giglio drainage issue on Retsof Avenue. After the June 13th regular meeting, the Board authorized our Attorney to prepare a letter to Mr. & Mrs. Giglio explaining the Town's position prohibiting them from replacing or repairing the private drainage pipe benefitting their property. The Town will be replacing the existing 18-inch Town drainage pipe under the Avenue, but will not be entering private property. Mr. Deming stated after receiving the Town's letter, the Giglios contacted Senator Gallivan's office seeking assistance in the matter. Community Representative for Senator Gallivan's office, Annie Chwiecko asked Mr. Deming if the Town would be willing to meet with her and the Giglios to review and discuss the situation further. Mr. Deming replied he will gladly meet, but feels the neighbors, Dora & Mitch Clancy and our Attorney should also be in attendance. Mr. Deming asked Mr.

Emborsky if he or Mr. Campbell are available next Thursday evening the 18th. Mr. Emborsky stated both Attorneys are not available the entire day. Supervisor Deming stated we will continue to try and schedule a date and time that works for all parties.

NEW BUSINESS

1) Highway Applications:

Mr. Deming reported we received numerous applications for the MEO position at the Highway Department. The completed applications had to be returned by Wednesday, July 3rd. At this time the Board agreed it was necessary to set up a committee to review all applications and begin scheduling interviews. The interview committee will consist of Highway Superintendent, Mr. Worden and Councilmen Gates and Rose.

2) Water adjustment request:

Clerk Harris reported she received a written request from Art & Mary Bernecker asking the Board to consider adjusting the current water bill for the York Post Office parcel. Ms. Harris stated based upon their previous reads, normally averaging 8,000 gallons per quarter, the July bill totaled 73,000 gallons. Mr. Bernecker corrected the leak once he was notified of the situation.

After a brief discussion...

RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to approve the Water adjustment request submitted by Mary & Art Bernecker for property located at 2706 Main Street (York Post Office). Voted on and approved, Yes-5, No-0.

(original bill: \$ \$340.91 minus adjustment, new water amount: \$ 241.29)

Total July bill: \$ 241.29 (water)

\$ 90.00 (sewer)

\$ 331.29- Total Due (savings: \$ **99.62**)

3) Craig Station Creamery:

Mr. Worden informed the Board he recently met with John Noble of Noblehurst Farms/Craig Station Creamery about their upcoming plans. Their intent is to construct a two-story 12,000 square foot raw milk separation facility on Craig Road, but specifically spoke with him on truck traffic concerns to our roadways. Mr. Noble conveyed their intentions of the facility to have 16 milk trucks round trip each day. Mr. Worden stated with the 16 trucks, subtracting 2 actual farms trucks and 3 of their own trucks, it brings the total down to 11 vehicles per day. The majority of the hauling will be conducted in the early morning hours and hope to be done by noon time frame.

Mr. Worden commented Mr. Noble was very receptive to the suggestion of installing a truck route with the Town, in order for both parties to be comfortable with the day to day operations. The county roads in the area are in good shape along with Linwood Road to Stewart, but Linwood Road North is not in the best condition. Supervisor Deming and Councilman Deuel stated at the Planning Board meeting earlier in the week the Nobles expressed anywhere from 7-12 trucks per day. Mr. Deming and Mr. Worden added both Chris & John were very receptive to the suggestions made and conveyed their willingness to work closely with the Town. Councilman Deuel added after

attending Tuesday night's meeting, he feels comfortable with what they have proposed for the project. There will not be hauling of waste product, it will be used to run the facility. Their project is an environmentally friendly process, ultimately wanting to grow the business further, adding continued value. Mr. Deuel stated the Nobles have been in this area for many years, always good stewards of the land and a family owned and run business. They know the importance of what they are proposing and wish to work well with their neighbors as well as the Town. The Public Hearing for this proposed project is slated for Tuesday, July 30, 2013 at 7:00 p.m.

4) Consultant position:

Supervisor Deming stated in order to proceed with a Consultant Position for the Water & Sewer Department, Livingston County Personnel requires a job description. The Board discussed the following duties for such position:

- Overseer of water reports
- Water sampling
- Assist with water breaks & sewer problems
- Assist with preliminary waterline pricing & layout
- Fill in when employees are on sick leave or vacation
- Wage: \$15.00 per hour

RESOLUTION offered by Mr. Rose and seconded by Mr. Deuel to submit the above listed job description to Livingston County Personnel for the Town of York Water & Sewer Consultant position. Voted on and approved, Yes-5, No-0.

BILLS

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

General Fund Claim	# 203-223	\$ 13,167.21
Joint Water & Sewer	# 179-196	\$ 13,035.88
Youth Fund Claim	# 10-12	\$ 474.04
Street Lights	# 7	\$ 1,403.54
Highway Fund Claim	# 101.a-111	\$ 3,577.36

ADJOURNMENT

RESOLUTION offered by Mr. Gates & seconded by Mr. Deuel to adjourn the Town Board Meeting until July 25th. Voted on and approved, Yes-5, No-0.

Town Board Meeting closed at 8:10 p.m.

Respectfully Submitted,

Christine M. Harris, Clerk

