

York Town Board Meeting
June 8, 2017

Present: Supervisor Gerald L. Deming, Councilmembers: Lynn Parnell, Amos Smith, Norman Gates and Frank Rose Jr.

Absent: None

Others: Harold Wolcott, Kirk Richenberg, Henry Fuller, George Worden Jr. (Highway Superintendent) and Carl Peter (Zoning & Code Officer)

Supervisor Deming opened the Town Board Meeting at 7:30 p.m. and invited Councilman Rose to lead in the Pledge of Allegiance.

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mr. Smith to approve the minutes of the May 11, 2017 Town Board Meeting. Voted on and approved, Yes-5, No-0.

HIGHWAY REPORT

Mr. Worden reported the following for the Highway Department:

- Conducting layout road work for painting of center lines
- Mowing parks, cemeteries and roadside
- Oil and stoned Cowan Rd. from Limerick to Rt. 36
- Oil and stoned Dow Rd. from Federal to County line
- Hauled for Liv. Co. Highway, and will continue hauling again next week as well.
- Will be obtaining the remainder of our salt allotment next week (350 ton)

Councilman Smith inquired whether or not we should alter the amount of salt we purchase. Mr. Worden replied that we average 1700 ton, but if a bad winter should occur we certainly want to have enough in place, but could obtain more if needed. The last two years have been mild, so we have been able to store whatever we haven't used (can store 800 ton onsite).

Mr. Worden informed the Board that he has not met with Clark Patterson yet on preparing specifications for the Highway building.

Councilman Smith asked, in a bad year how many ton have we used. Mr. Worden answered from the time he started at the town, 2200 was the highest but as much as 2800 ton had been used previously. Mr. Smith asked when the salt bid must go out, which Mr. Worden replied paperwork had to be in this week. Mr. Worden continued by saying that he has witnessed other towns struggle when they have not ordered enough salt and by buying it right now it is much cheaper than having to buy it later. Councilman Smith suggested mixing sand with salt, which Mr. Worden answered he has and the previous Highway Supt, did as well. We are actually using less salt with the current method.

WATER/SEWER REPORT

Mr. Worden reported the following for the Water and Sewer Department:

The Annual Water Quality Report for 2016 was inserted in the Penny Saver over the Memorial Day Weekend. Even after a great deal of review, there was an error that occurred. Under the Leicester-York Water District, the Liv. Co. Health Department recommended a date change for the E.coli sampling. Unfortunately the date should have been 7/8/2016 when the actual violation occurred, not 7/8/17 when they need to resample. Mr. Worden commented that the correction has been made on the website, but the error did occur and wanted the Board to be aware of it.

Mr. Worden reported that the department tested last week for THM's, with results to be made available within a month and ready for discussion at the next meeting on July 13th.

The Linwood water project is continuing to proceed well, the contractor is now up Walker Road near the County Line.

Water Department personnel have begun reading meters for the July billing cycle. All reads should be completed within 10 days with verification to follow.

Mr. Worden addressed with the Board that the ash trees at the plant and around the buildings will need to be watched more closely, anticipating removal at some point.

PRIVILEGES OF THE FLOOR

1) Henry Fuller:

Mr. Fuller commented over the past few years for the Water Quality Report, the Town has blamed Geneseo for our THM issues but they haven't had any violations of their own. Supervisor Deming answered in previous discussions about THM's we addressed the fact that they never have violations on their end, but the THM levels they send are higher to us, leaving us minimal room for error.

Mr. Fuller expressed his frustration with public offices not always willing to give information to the public. Mr. Fuller stated that the Liv. Co. Health Department says that the issues are York's, specifically Mr. Worden's responsibility.

Mr. Deming stated once again that the Village of Geneseo has not been in violation, they meet the level requirement set by the state, but the levels they in turn send to us have higher THM's, making it more difficult for us. Mr. Fuller questioned if upgrades had been done, which Supervisor Deming replied they have, and we will see what happens going forward if it makes a difference.

Mr. Fuller asked if a CAFO (Concentrated Animal Feeding Operation) report is on file with the Town, which Supervisor Deming answered no there is not, and believes he must visit the DEC for that information. Mr. Fuller stated in previous conversations with DEC, they don't seem to want you to have a printed copy of the CAFO information and feels the Town should at least have the information available to them. Mr. Worden asked Mr. Fuller if he is looking for a specific individual CAFO Plan or a generic list, because every CAFO plan is different. Mr. Worden questioned if Mr. Fuller may be asking about what is required in a CAFO, which Mr. Fuller replied yes, a list of what CAFO entails.

Mr. Richenberg commented, because different classifications exist, requests must be more specific. Councilman Smith stated there are many factors that make up CAFO, such as size thresholds. Cash crop farmers would not need a CAFO plan.

Mr. Fuller asked if the Board was aware that you could purchase a fitting that goes on the end of a water line to flush automatically, and wondered if we have looked into this. Mr. Worden replied he is aware of it and after review, stated it is actually more expensive. This method would have to be engineered for the size of the pipe and then approved by the Health Dept. in order to proceed. Mr. Worden stated that Monroe County has such fittings and rotates them to different stations throughout their system.

Mr. Fuller questioned whether or not the CAC (Conservation Advisory Council) is still in existence. Mr. Deming replied to his knowledge they are, but haven't heard much recently from Mr. Nagel.

Mr. Fuller commented that a landowner wanted to clean up the creek that runs down Batzing Road but was told by the DEC they could not because it was a trout stream. Mr. Worden replied it is a marked stream but doesn't believe it is a trout stream. Mr. Fuller asked if the CAC has monitored Brown Creek since the manure spill, which Supervisor Deming replied not to his knowledge.

2) Kirk Richenberg:

Mr. Richenberg asked Highway Superintendent, Mr. Worden a series of questions regarding Cowan Road.

Q- Why not put oil and stone up to where it was wedged?

Mr. Worden: My goal is to match the road up, but we have more work to do before sealing.

Q- Any decision on upper end of Cowan?

Mr. Worden: Not as of yet. We have culvert issues to contend with now and if there is still money in the budget, I would like to build up the road and replace other culverts throughout the town as well. Nothing is going to happen until the fall in order to make sure we have enough money in the budget to proceed.

Q- The part that was oil and stoned, are you happy with it because it is already bleeding through and it is not even hot yet? It won't hold up and won't have traction.

Mr. Worden: Yes, we are happy with it and every part of the process was done according to state specifications.

Mr. Richenberg asked Supervisor Deming if the Linwood Water tower has gone to bid, which Mr. Deming answered it has not. Mr. Richenberg also addressed serious erosion issues on Stewart Road. Mr. Worden replied he was well aware of it and pointed it out to the onsite inspector and expressed his displeasure. Clark Patterson is aware of it.

Mr. Richenberg stated that he commented at the last meeting about the Farm Use Road Policy submitted by Donnans, but Mr. Rose was not in attendance to hear his thoughts. Mr. Richenberg feels that the document supplied was not sufficient and was not happy with it. If a construction company was to create a mess of the roadway, they are made to clean it up, why do we need to tell them, they should be cleaning it up immediately. Mr. Wolcott added that he and several neighbors have already witnessed that the road is getting bad once again.

Mr. Richenberg addressed the recycling center this past weekend. A group was onsite passing out flyers for an upcoming bottle and can drive and he noticed that kids were on top of the dumpsters, where they shouldn't be for safety and liability reasons. Supervisor Deming stated that no one, kids or adults should be inside or on dumpsters and will address with Mary Mayes.

Mr. Richenberg stated at the last meeting Mr. Fuller was interrupted by a gentleman when discussing the recent manure spill and made a comment about bio diesel.

*Mr. Richenberg submitted information for Board review:

Pacific Southwest Region 9

Serving: Arizona, California, Hawaii, Nevada, Puerto Rico, U.S. Virgin Islands, Guam, American Samoa, Northern Mariana Islands, Palau, Federated States of Micronesia, Republic of the Marshall Islands, Republic of the Palau, Federated States of Micronesia, Republic of the Marshall Islands, Palau

BioDiesel Benefits and Concerns

On this page:

benefits

- [Environment](#)
- Energy
- Economics

Concerns

- [Quality and Performance](#)
- [Nitration Oxide Emissions](#)

Benefits

Environment

Air Quality

Reduces emissions of harmful air pollutants such as asthma-causing fine particles, greenhouse gases, and acid rain forming sulfur dioxides.

Reduces carbon dioxide emissions.

Waste Minimization

When waste cooking oil is used in the production of biodiesel, a waste is diverted from municipal solid waste landfills and sewer systems.

The energy from waste cooking oil is recovered and converted into a product - a domestic, renewable, alternative fuel.

Water Quality

Local water quality is significantly improved. Therefore, fewer sewer spills contaminating streams, lakes, and bays happen because less fat, oil and grease accumulates in the public sewer pipes.

Environmental Risk

Unlike conventional diesel, biodiesel is non-toxic, biodegradable and safer to ship. Spills do not require emergency response clean-up activities.

Energy

- Biodiesel is a renewable resource that can be produced domestically from animal fat, vegetable oil or used cooking oil. This decreases the country's dependence on imported foreign oil.
- The Department of Energy analyzed the full biodiesel life-cycle and found that for every unit of fossil fuel used to produce biodiesel, 32 units of energy were gained. By contrast, petroleum diesel's life cycle yields only 0.83 units of fuel product energy.

"Biodiesel is one of our nation's most promising alternative fuel sources. And by developing biodiesel, you're making this country less dependent on foreign sources of oil." - President George W. Bush remarks at Virginia Biodiesel Refinery May, 2005

Economics

- Diesel fleets do not require costly conversion methods or technologies to switch from petroleum diesel to biodiesel unless the existing equipment is older than 15 years.
- The IRS runs a tax credit program with a subsidy of 50 cents to \$1 per gallon of biodiesel produced.
- The Department of Agriculture and the Congressional Budget Office have stated that biodiesel is the cheapest alternative fuel for meeting the Energy Policy Act (epaCT) requirements.



Biodiesel can be made from sunflower oil

Concerns

Quality and Performance

If biodiesel is to be sold in the US, it has to meet quality and performance standards of many agencies and organizations.

- The American Society of Testing Materials created a [standard for biodiesel sold in the US \(PDF\) 1pp 27kb](#).
- EPA approved biodiesel as an alternative fuel and a fuel additive,
- Biodiesel meets most clean diesel standards established by the California Air Resources Board.
- Biodiesel offers increased lubricity, high cetane and high oxygen content, which helps with performance and extends the life of engines.

1 There were 75 million gallons of biodiesel sold in the U.S. in 2005. That's enough to fill 115 Olympic Size swimming pools!
That every hour there is enough waste grease produced in the United States to fill 130 tanker trucks.

- The National Biodiesel Board established a quality assurance program entitled BQ-9000 to monitor the quality of biodiesel in response to differing fuel qualities offered on the market.

Clark County School District Nevada is the largest school bus fleet in the United States to run on Walesea

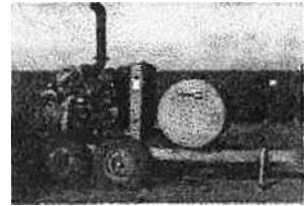
Nitrogen Oxide Emissions

Nitrogen oxides (NOx) are a group of gases that form when fuel is burned at high temperatures. These gases contribute to ground-level ozone, acid rain, and visibility impairment. Over half of human made NOx emissions come from fuel combustion in **motor** vehicles.

The trend of NOx emissions from use of biodiesel is still uncertain. Several studies show an increase in NOx emissions, while others show a decrease. Further research is still needed on NOx emissions from engines burning biodiesel.



EPA has funded several projects to address the NOx emissions. In the 'Fields to Fuel San Joaquin Valley Biodiesel Project', the grantee will test a NOx reduction additive in real world applications on the farm_ in another project, the University of Nevada at Reno (UNR) focuses on removing nitrogen before fuel production and will build a large-scale mobile continuous processing unit to lower costs of biodiesel.



The use of biodiesel in farm equipment can help reduce harmful air emissions.

Mr. Fuller inquired if there is any recourse on the landowner who removed all the trees creating culvert issues on Casey Road. Mr. Worden replied we know the work they did has not helped the culvert issue, but we do not know if it is the only reason it will need to be replaced, more than likely it is probably wear over the years has played a factor as well. Supervisor Deming added that a meeting will be scheduled with them to express our concerns. Mr. Richenberg commented we have had a wet spring, and the severe erosion that has taken place is ending up in that pipe. There was no silt fence installed or any controlled measures what so ever. Mr. Worden stated, you would think a contractor should have known that issues could potentially occur. Mr. Fuller questioned who would have issued a permit. Supervisor Deming replied DEC or perhaps Army Corp of Engineers.

3) Carl Peter:

As Zoning and Code Officer, Mr. Peter asked to speak with the Board this evening to bring them up to speed on two issues. The first, was a request initiated by the Livingston County 911 Addressing Agent Mike Bradley. Mr. Bradley conveyed that the 911 center experienced a situation in early April for an EMS call in which the caller reported an address of 1876 Linwood Road. As a result, a delay in service occurred as the actual address was 1876 Linwood Road North. Mr. Peter gave an addressing range for each side of the roads:

Linwood Road 1800-2780 (runs West to East)
Linwood Road 1800-2120 (runs North to South)

Both roads because of their geographical location have the same range of addressing on the 1959 grid system.

Mr. Peter stated that the County is encouraging the Town to review the matter for a solution in hopes for this not to occur again. Mr. Bradley's suggestion was to extend the name of Stewart Road to replace Linwood Road North which affects 18 homes. Mr. Peter added, once he was aware of this situation he inquired to Mr. Bradley the possibility of potentially flagging the 911 system for the Linwood Road North area so a change would not need to take place. Mr. Bradley replied that the current system does not have that capability.

Additional discussion took place on the matter, trying to decide whether or not to offer options to the residents or simply accept the suggestion to extend the name of Stewart Road.

Councilman Smith asked how many residences on Linwood Road have duplicate numbers to Linwood Road North. Mr. Peter answered that the roads do not have duplicate numbers. Mr. Smith inquired this issue was brought about after a recent call but if the caller had specified Linwood Road North would this change be taking place? Mr. Peter replied probably not but unfortunately because it did, we need a resolve on the matter.

Supervisor Deming asked Mr. Peter to coordinate with Mr. Bradley a letter for the Linwood Road North residents expressing what has taken place and why a road name change will be occurring. Once prepared, Mr. Deming would like to review it.

Mr. Peter described an additional issue for Board discussion. Mr. Bradley stated that a resident residing at 2920 Retsof Avenue has a second land parcel that fronts Rt. 63 (Genesee Street) behind his house that he currently uses for rural delivery at 2869 Genesee Street. The resident has recently merged parcels and the issue is there is little or no access to this residence from Genesee Street (Rt. 63). The homeowner uses the Genesee Street address for rural delivery out of the Piffard Post office because the Retsof office does not offer this service.

After little discussion, the Board agreed that once he combined the lot with his main residence he will need to use the Retsof Avenue address.

NEW BUSINESS

1) Water Service Restoration:

a. Angela Stokes

RESOLUTION offered by Mr. Smith and seconded by Mrs. Parnell to approve the Water Service Restoration request submitted by Angela Stokes for property located at 2526 Main Street in the amount of \$200.00. Voted on and approved, Yes- 5, No- 0.

2) ARKEMA meeting:

Councilwoman Parnell reported that she recently attended the quarterly Arkema meeting. Representatives indicated that there is serious erosion taking place on the River bank and wanted the Board to be aware of it. The company is preparing for some expansion but it will be within the confines of their existing property.

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.

General Fund Claim	# 140-167	\$ 9,873.34
Joint Water & Sewer	#116-141	\$ 130,279.86
Light District	# 6	\$ 1,486.85
Youth Fund	# 7	\$ 500.00
Highway Fund	# 94-106	\$ 23,337.32

3) Court Audit:

a. 2016 Audit

RESOLUTION offered by Councilman Smith and seconded by Councilwoman Parnell acknowledging that the York Town Board examined former Justice Walter Purtell and current Justice Thomas Porter's court records for the year 2016 and found them to be procedurally adequate for control of monies, per Section 2019-a of the Uniform Justice Court Act. Voted on and approved, Yes- 5, No- 0.

ADJOURNMENT

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Smith to adjourn the Town Board Meeting until July 13th. Voted on and approved, Yes- 5, No- 0.

Town Board Meeting closed at 8:30 p.m.

Respectfully submitted,

Christine M. Harris, Clerk