

York Town Board Meeting
March 10, 2020

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

Absent: None

Others: James Campbell (Town Attorney), Henry Fuller, Carl Peter (Zoning/Code), John & Matthew Morgan, Charles Harris, Jakob Powell, Thomas Wolfe, Joe McIlroy (Planning Board Chair.), George Worden Jr. (Highway Supt.), Thomas Trathen, William Kilmer, Lee Gratwick, Rebecca Lewis & Roger Bruce, Kirk Richenberg, Dean Lubberts and Gerald Yacono

Supervisor Deming opened the Town Board Meeting at 7:00 p.m. and invited Councilman Smith to lead in the Pledge of Allegiance.

MINUTES

RESOLUTION offered by Mr. Gates and seconded by Mr. Smith to approve the minutes of the February 11th Town Board meeting and February 20th Special Town Board meeting. Voted on and approved, Yes-5, No-0.

HIGHWAY REPORT

Mr. Worden reported the following for the Highway Department:

We have been plowing & salting as needed
We are close to using all of our salt bid, but could obtain more if needed
Ordered signs from the County (some were damaged and others stolen)
We have been servicing equipment as well

WATER/SEWER REPORT

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

Water has thankfully been staying in the pipes, no breaks to contend with
The department is reading meters now for the April billing cycle
We have not had any issues with the Sewer Treatment plant, it has been running efficiently

Councilman Smith asked as to the status of the Gen Set. Mr. Worden replied that we are having a hard time locating a used block so we are now pricing a new Gen Set. We are waiting on a quote.

PRIVILEGES OF THE FLOOR

1) John Morgan & Charlie Harris

Mr. Morgan and Mr. Harris came this evening to speak with the Board about options for obtaining water to their properties on York Road West. Supervisor Deming stated that

the options available would be to have the Town bid it out or have the residents in that area install privately, at their cost. Mr. Deming stated if the Town was to pursue this it would cost approximately \$2000 per household according to Clark Patterson previously.

Mr. Morgan commented back in 2015 he fought on behalf of the Town with RG&E over easements, thinking at that point the Town was planning to proceed with water to this area. Mr. Morgan continued by saying, we are willing to put the line in but did receive different versions as to whether or not the Town was initiating this. We have to move forward regardless because we are running out of water. Mr. Morgan stated he does not feel they should have to make a loop for connection.

Supervisor Deming stated he would contact Rick Henry tomorrow about having CPL prepare a cost estimate for the seven units on York Road West.

Attorney Campbell offered, if the Town was to initiate this project they would be bound to prevailing wage requirements, ultimately increasing the cost.

Mr. Morgan referenced once again the loop and stated they would like to run the line from Stewart Road to the Loveland parcel. Mr. Campbell suggested putting the line in and then dedicate it to the Town, but cost analysis is essential.

Highway Supt., Mr. Worden expressed the value of having a loop to our system, stating that water quality is much better with a loop rather than a dead end line.

Supervisor Deming stated again he will contact Mr. Henry in the morning.

Lee Gratwick asked about potential time table. Mr. Deming replied until he has an opportunity to speak with our engineers and they prepare the cost analysis, he cannot give a specific time table.

Rebecca Lewis asked if the residents were to pay for the private line, would we still have to pay the \$2000 per household amount. Supervisor Deming & Attorney Campbell both replied absolutely not. The figure given was based on the Town of York putting the line in. If the residents were to install and pay for the line themselves and then dedicate it to the Town, the property owners would be responsible for the yearly debt service and quarterly charges.

Note: 2020's debt service for the existing Consolidated water customers was \$220.16, McVean Road customers: \$ 247.10 and Linwood water customers: \$ 549.74.

2) Kirk Richenberg

Mr. Richenberg asked if the Board had a comment or thoughts after the recent Planning Board meeting, and wondered if it would be discussed later in the meeting.

Supervisor Deming stated that it was going to be discussed later, but feels now is the appropriate time to do so.

Attorney Campbell addressed that the Planning Board had scheduled a meeting with two solar companies (projects for Tom Trathen and Mario Dragani). This was the first meeting with Jim Burton of TY Lin and a brief conversation took place with Mr. Burton prior to the start of this meeting. Mr. Burton conveyed that every meeting should be a Public Hearing. Mr. Campbell expressed that he and Planning Board Chairman, Joe McIlroy disagreed with that interpretation, so the scheduled meeting did not proceed.

Mr. Campbell stated that at the request of Supervisor Deming to obtain clarification, he and I met today with Mr. Burton (TY Lin), Dwight Kanyuck (Knauf Shaw), Councilman Amos Smith and Mr. Grasby (Solar Coordinator) to review procedures going forward. (Code Officer, Mr. Peter was unable to attend)

Attorney Campbell commented after the Planning Board meeting he went home and reviewed what is currently on the books and could not see where this was a requirement, and felt that we could not have productive meetings if continued public opinions were constantly being allowed, it would ultimately halt progress. After today's meeting it was determined by all that what the Planning Board was doing was correct but going forward was willing to post the agenda with project names on the Town's website and official signboard, giving the public the opportunity to voice comment. For controversial projects, the public will certainly have the chance to speak. Mr. Campbell stated he felt more comfortable about procedures after today's meeting, and added Mr. Grasby's role is to receive applications, make sure all documents were completed and then come to the Planning Board.

Supervisor Deming stated it was his understanding that Mr. Burton worked with other towns and believed this was how all towns were proceeding. Mr. Campbell answered that our Zoning Code states how we handle the process and procedures, it's not State Law's responsibility.

Mr. Richenberg continued his privileges...

Q- In that sense, at the last Town Board meeting when appointments were made for these consultants, who recommended the names.

Mr. Deming replied he and the Town Attorney, along with Leicester Supervisor met with Mr. Grasby to discuss solar issues he is currently working on and if he could potentially assist us. After this meeting, we recommended to the Board for appointment. Councilman Smith added other surrounding neighbors use Mr. Grasby as well.

Mr. Campbell stated when Article 10 came up in the meeting with Mr. Grasby, he indicated his ongoing involvement with TY Lin for other projects and suggested them to us. Attorney Campbell commented that Knauf Shaw was recommended by him and Mr. Grasby. Very few firms are versed in solar projects. Mr. Campbell then explained to the Board the extensive knowledge of Knauf Shaw.

Q- Is there a job description for Solar Coordinator consultant.
Supervisor Deming stated we appointed Mr. Grasby based on his great deal of knowledge regarding solar matters due to the ongoing projects he is dealing with.

Q- Where does he get his solar knowledge.
Attorney Campbell replied he has obtained knowledge with the present projects in other towns he is serving.

Q- Article 10 does not have to follow Town Code, which he would not handle.
Attorney Campbell answered that is correct but he will have to handle the very heavy permitting process along with inspections. We still have to continue with the day to day process locally.

Q- What other towns does he service.
Mr. Campbell replied, Leicester, Mt. Morris, Dansville and Geneseo.

Q- How many hours in a day can he give us if he is in so many other towns.
Councilman Smith stated that this position is strictly part time, he will not have to dedicate a number of hours each day.

Q- How many hours is he required in other towns with his other jobs.
Mr. Campbell stated once again for the Town of York this is a part time position with no overtime, no benefits and no pension.

Q- How did we come up with the figure of \$30 per hour.
Supervisor Deming and Councilman Smith stated this was the figure he presented. Mr. Deming added he will be working with Mr. Peter until Carl is more familiar with procedures, then his role will taper off and then cease.

Q- Is there a job description for the Engineers.
Mr. Deming answered that the Engineers will review applications. Mr. Campbell stated they are also more versed in Article 10 and those projects.

Comment: From what was heard tonight, the TY Lin representative was not accurate at the Planning Board meeting and suggest hiring someone else because if they do not know about procedures for notices, maybe they are not capable for engineering.

Q- Will the Highway Department be mowing cemeteries this year.
Mr. Worden and Supervisor Deming stated we will be bidding it out.

Comment: A time correction for monthly Town Board meetings needs to be made on the website.

Q- Can the Board explain procedures for monthly bills.
Supervisor Deming stated that the Board reviews each bill, if any questions on any bill(s) arise, verification is made and then approval is made to pay them.

Q- Any inventory or hours checked.
Mr. Worden responded we cross reference equipment/items once they arrive.

3) Henry Fuller

Mr. Fuller commented that a job description should have been drawn up for the newest appointments, especially for Mr. Grasby's position.

Q- Did Mr. Grasby ask for this position.
Supervisor Deming answered that Mr. Grasby did not ask for this position, we inquired with other towns and he came highly recommended from Supervisors in Leicester and Mt. Morris. Attorney Campbell added that his qualifications pretty much come from actual projects. Finding someone who has background with this is unusual. He did not come looking for us, we sought him out. He does have a great deal of knowledge which we could tell in our meeting with him as well as a number of contacts to draw from. Councilman Smith stated again, this is a temporary position but these projects are quite complex, we have to make sure things are done properly.

NEW BUSINESS

1) Liv. Co. Habitat for Humanity

Supervisor Deming reported that we received a letter from Livingston County Habitat for Humanity informing us of property they recently obtained on Piffard Circle West, to build a home. The letter also respectfully requests of the Board that they consider waiving the water and sewer tap fees associated with the application. After a brief discussion, the board agreed that they wish to follow suit as they have done with previous such requests.

RESOLUTION offered by Mr. Smith and seconded by Mrs. Parnell to waive the Water and Sewer tap fees for the property owned by Livingston County Habitat for Humanity, located at 3788 Piffard Circle West. Voted on and approved, Yes-5, No-0.

2) Jack Ellis correspondence

Supervisor Deming informed the Board that we received correspondence from resident, Jack Ellis expressing interest to be considered as an Inspector for the Anderson Road water project. Mr. Ellis submitted a letter along with a resume outlining his experience. Supervisor Deming stated usually for projects, onsite inspection has been part of the bid, but will confirm with CPL. Mr. Deming added if inspection is not included we should be considering Mr. Ellis.

(The Town Board was emailed a copy of Mr. Ellis' correspondence prior to this meeting)

BILLS

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

General Fund	#61-87	\$ 12,570.61
Highway Fund	#39-65	\$ 28,851.38
Consolidated Water	#44-71	\$ 31,421.15
Light District	#3	\$ 1,772.39
Youth Fund	#3-4	\$ 358.46

ADJOURNMENT

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Smith to adjourn the Town Board Meeting until April 14th. Voted on and approved, Yes-5, No-0.

Town Board meeting closed at 7:40 p.m.

Respectfully Submitted,
Christine M. Harris
Christine M. Harris, Clerk