

York Town Board Meeting
June 9th, 2020
7:00 pm

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

Absent: Amos Smith

Others: James Campbell (Town Attorney), Joe McIlroy, (Planning Board Chair), Henry Fuller, Kirk Richenberg, Carl Peter (Zoning & Code Officer) and George Worden Jr. (Highway Supt).

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

MINUTES

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates to approve the minutes of May 12th, 2020 Town Board Meeting. Voted on and approved, Yes-4, No-0.

Supervisor Deming stated that Mr. Worden will be late this evening, we will have the Highway and Water/Sewer Reports when he arrives.

NEW BUSINESS

1) Caledonia Trailblazers:

RESOLUTION offered by Mr. Rose and seconded by Mrs. Parnell authorizing Supervisor Deming permission to renew the yearly Land Use Agreement with the Caledonia Trailblazers Snowmobile Club for the 2020-2021 season. Voted on and approved, Yes-4, No-0.

2) Retsof Sewer District Improvements:

Supervisor Deming stated that all Board members received CPL's proposal for engineering services for improvement to Retsof Sewer District. The project includes the replacement of the sanitary sewer main within the District and converting the existing sewer mains into stormwater piping. The total project cost is \$1,770,255.00 to be funded partially with a \$442,564.00 grant from NYSEFC.

Councilman Rose inquired going forward, will the customers in the Retsof hamlet get billed for this. Supervisor Deming replied they will, on the January tax bill and added that this system certainly needs updates since it is the original system.

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to approve the Engineering proposal submitted by CPL for Retsof Sewer Districts Improvements in the amount of \$198,300.00. Voted on and approved, Yes-4, No-0.

3) Red Cross Blood Drive:

Supervisor Deming reported that a blood drive has been scheduled at the Town Hall for Friday, June 12th. Donors will be appointments only as no walk ins will be allowed. All must wear masks to enter and your temperature will be taken at the door by a blood drive representative. Cleaning and sanitizing will take place throughout the drive and our custodian will clean as well the next day. With the appointment only requirement, there will be less staff and beds needed for the drive.

4) Robert Grant Retirement:

Supervisor Deming informed the Board that May 30 was the last day of work for Water/Sewer Operator Rob Grant. Rob is using his accrued sick and vacation time until his official retirement date of July 22, 2020. Mr. Deming commented that Mr. Grant will be missed and has been a great employee.

5) Agreement to Spend Highway Funds:

Supervisor Deming stated we will table this item until Mr. Worden arrives.

6) AED:

Clerk Harris discussed with the Board the possibility of obtaining quotes for AED Public Access Defibrillation Equipment for the town hall. Clerk Harris stated that she has been contacted by a company several times and asked if the Board would like to get more information. After a brief discussion, the Board agreed to have Clerk Harris obtain pricing.

7) Revised Leicester Water Agreement:

Supervisor Deming stated we will table this until the next Town Board meeting in order to obtain additional details.

8) Solar Fee Schedule:

Zoning/Code Officer, Carl Peter stated due to the ongoing solar projects in the township, he spoke with other towns as to how they handle fee schedules for solar. Most towns have nothing in place at this time but Avon and Caledonia do. The Town of Avon does not have a minimum

fee but does require a special use permit in the amount of \$25.00 plus professional fees to be paid and site plan verification (\$50.00). Avon's fees also include \$5.00 per kilowatt

Avon's fees also include \$5.00 per kilowatt or \$5,000 per megawatt.

The Town of Caledonia's fees: minimum fee for commercial solar is \$500.00 and \$4.50 per kilowatt.

Conversion units of power: 1 megawatt=1,000 kilowatts

Mr. Peter asked the Board their thoughts on what the Town of York's fees should be for the Large-Scale projects.

Supervisor Deming stated we need to make sure we cover our expenses. Attorney Campbell suggested that we have a separate permit fee schedule for special inspections, similar to what they do in Mt. Morris. They are getting compensated per hour expended on the project.

Councilman Rose asked about small scale home use. Mr. Peter replied he is not sure what other charges would be because we don't know what inspections will be required. Mr. Campbell stated perhaps do the same thing for farmers for their consumption onsite or a Type 1 project. Mr. Peter replied such as Woodlawn Farms project.

Supervisor Deming commented whatever fees are determined, we are going to have costs for a minimum of 20 years with these projects.

Attorney Campbell stated Genesee County has projects further along, maybe we should broaden our search to see what they are charging. Mr. Campbell offered to ask around for additional information.

Councilman Rose commented because we have not had any help within the County, maybe we should branch out and take Carl's suggestion for kilowatts and megawatts, have the size of the project pay accordingly like Avon's. Attorney Campbell added the Town of Lima does not allow large scale solar right now.

Supervisor Deming noted currently we have two (2) megawatt projects in the works in our township, Solar Park Energy and OYA Solar.

Mr. Campbell expressed if the Board approves a fee(s) this evening it would become part of the fee schedule and if the Board has to alter at some point it can be done at any time. Supervisor Deming asked if the Board wanted to set the fees this evening, which all agreed they do and will later in the evening.

9) Appointment

a) James Jones Jr.:

Supervisor Deming stated with the departure of Mr. Grant, we brought back James Jones Jr. part-time, but officially this evening we can hire him as a full-time employee in the Water/ Sewer Department. Mr. Jones has taken the required Civil Service testing and was the #1 applicant for town residents on the list.

RESOLUTION offered by Mr. Rose and seconded by Mr. Gates to approve James Jones Jr. as a full time, employee to the Town of York Water and Sewer Department. Voted on and approved, Yes-4, No-0.

b) Deputy W/S Supervisor:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose appointing current employee James Hodges as the Deputy Water and Sewer Supervisor. Voted on and approved, Yes-4, No-0.

Line transfers:
 RESOLUTION offered by Mr. Gates and seconded by Mrs. Parnell to approve the following line transfers:

GENERAL FUND - TOWNWIDE

<i>Transfer From:</i>	A8160.4	Garbage Contr.	\$	3,860.00
	A9060.8A	Medical Ins.	\$	3,000.00
	A3120.4	Police Contr.	\$	500.00
	A1620.4	Buildings Contr.	\$	3,000.00
		TOTAL:	\$	<u>10,360.00</u>

<i>Transfer To:</i>	A1330.4	Tax Collection, Contr.	\$	102.00
	A1620.2	Buildings, Equip & Cap.	\$	760.00
	A3189.4	Mileage Contr.	\$	285.00
	A8160.1	Refuse & Garbage, Pers. Serv.	\$	254.00
	A9055.8	Disability Ins.	\$	59.00
	A9060.8HRA	HRA Insurance	\$	8,900.00
		TOTAL:	\$	<u>10,360.00</u>

HIGHWAY FUND - TOWNWIDE

<i>Transfer From:</i>	DA9060.8A	Medical Reimb.	\$	11,500.00
		TOTAL:	\$	<u>11,500.00</u>

<i>Transfer To:</i>	DA9060.8HRA	HRA Insurance	\$	11,500.00
		TOTAL:	\$	<u>11,500.00</u>

CONSOLIDATED WATER DISTRICT

<i>Transfer From:</i>	SW8340.1	Pers. Services	\$	4,605.00
		TOTAL:	\$	<u>4,605.00</u>

<i>Transfer To:</i>	SW8340.1A	Medical Reimb.	\$	3,505.00
	SW9060.8HRA	HRA Insurance	\$	1,100.00
		TOTAL:	\$	<u>4,605.00</u>

RETSEW SEWER DISTRICT

<i>Transfer From:</i>	SS8130.2	Sanitary Sewers, Equip. & Cap.	\$	4,700.00
		TOTAL:	\$	<u>4,700.00</u>

<i>Transfer To:</i>	SS9060.8A	Medical Reimb.	\$	4,700.00
		TOTAL:	\$	<u>4,700.00</u>

SEWER DISTRICT #1

<i>Transfer From:</i>	SS1-1670.4	Date Processing Contr.	\$	10.00
			\$	10.00

<i>Transfer To:</i>	SS1-1950.4	Tax & Assessments	\$	10.00
			\$	10.00

SEWER DISTRICT #2

<i>Transfer From:</i>	SS2-8120.4	Sewage Coll. System Contr.	\$	1.00
			\$	1.00

<i>Transfer To:</i>	SS2-9055.88	Disability Insurance	\$	1.00
			\$	1.00

Voted on and approved, Yes-4, No-0.

OTHER

1) Pamela Battaglia correspondence:

Supervisor Deming read aloud a letter from Pamela Battaglia and neighbors of Limerick Road and York Road West expressing frustration with trucks and the use of their jake brakes instead of proper slowing of speed. The letter requests “No jake brakes” signage be erected. The Board also discussed including Dow Road as well.

After some discussion...

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Gates acknowledging the letter submitted by Pamela Battaglia and neighbors requesting “No Jake Brake” signage on York Road West and Limerick Road, with the Board including Dow Road as well. Such request will be sent to the Livingston County Traffic Safety Board for review and potential action. Voted on and approved, Yes-4, No-0.

RECEIVED
BY PAB 6/9/20 DAT

Routinely, my neighbors and I like to visit with each other outside to enjoy the nice weather and company. While having conversations, some tractor trailers travelling along York Rd. West turn onto Limerick Rd and engage the Jake brakes instead of slowing down in preparation for the turn. This happens with full and empty trucks. Not all trucks engage these brakes as they plan ahead and slow down accordingly. The noise from these brakes is so loud

that we cannot hear each other talk-this happens every day the trucks come through. I have reached out to the owners of the trucks that use these brakes and requested that they speak to their drivers. It works for a short time and then starts up again.

We are not requesting that the trucks find an alternate route-this would create undue hardship for the farmers and drivers. Instead, we are simply requesting that "No Jake Brakes" signs be erected to reduce the noise pollution and preserve the quality of our quiet neighborhood.

Respectfully, the neighbors of Limerick Rd.

Connie & Tom West
Margaret Ainslie
James Gensler
Pam Battaglia

2) Town Hall Rental re-open date:

Supervisor Deming discussed with the Board their thoughts on whether or not we should open or wait a bit longer to allow rentals of the Town Hall. The Board agreed we will continue to wait to rent the Town Hall and reevaluate in August.

Mr. Deming informed the Board at their last Board of Supervisors meeting, the Supervisors with a 13-3 vote chose "Not to Re-Open Livingston County" at this time for precautionary reasons.

7:25 p.m.

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to enter into Executive Session for the purpose of Contractual Negotiations to include; Town Board, Town Attorney and Town Clerk. Voted on and approved Yes-4, No-0.

7:44 p.m.

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to end Executive Session.

Voted on and approved, Yes-4, No-0.

Supervisor Deming reported that no action was taken in Executive Session.

7:44 p.m. Highway Supt Mr. Worden arrived at his time.

HIGHWAY

Mr. Worden reported the following for the Highway Department:

- The Department has been patching holes and mowing cemeteries and ditches.
- Mr. Worden stated that he did receive good news on the CHIPS funding, at this time, it looks like we are going to get the money, so we plan to do as much as we can now while it is still available to us.
- Mr. Worden reported that the Livingston County Highway Dept. requests yearly documentation from him, the Town Board must consider approval of an Agreement to Spend Town Highway Funds. Mr. Worden outlined for the Board the improvements he will be preparing for this year and the estimated costs involved with such repairs:

-Retsof Rd from Chandler Rd. (wedge/blacktop)	\$25,000
-Old State Rd from RR to Tuttle (oil/stone)	\$15,000
-Simpson Rd from McPherson (wedge/blacktop)	\$35,000
-Mt. Pleasant Rd. from Rt. 36 (wedge/blacktop)	\$45,000
-Casey Road from Fowlerville Rd. (wedge/blacktop) (We were not able to do Casey Road last year)	\$45,000
-Craig Rd. from Rt. 36 (Cold Pave)	\$35,000
-Limerick Rd. from Cowan Rd. (oil/stone)	\$20,000

TOTAL= \$220,000

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose, Pursuant to the provisions of Section 284 of the Highway Law, we agree that monies levied and collected for the repair and improvement of highways and received from the State for the repair and improvement of highways shall be expended in the amount of \$220,000.00. Voted on and approved, Yes-4, No-0.

Mr. Worden stated that another project is also proceeding. Suit-Kote will be on River Road by the Abbey of the Genesee. They will be putting in 1 1/2" fine coat at their cost, all we have to do is haul the material. Mr. Worden commented that this is a big win for us because we get another 1 1/2" on this road.

WATER/SEWER:

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

- Mr. Grant retired recently. We will miss him, he had a lot of knowledge and worked hard. We've had a part-time person working with us prior to COVID-19 and started back up two weeks ago. This employee happens to also be the #1 candidate on the Civil Service list and has a great deal of machinery knowledge.

- Highway Fund #102-119 \$ 18,485.76

ADJOURNMENT:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Rose to adjourn the Town Board Meeting until July 14th. Voted on and approved, Yes-4, No-0.

Town Board Meeting closed at 7:55 p.m.

Respectfully Submitted,
Christine Harris
Christine M. Harris, Clerk