

The regular monthly Town Board Meeting of the Town of Yorkshire, for the month of October, was held on Monday, October 15, 2018, at the Town Hall, 82 South Main Street, Delevan, NY.

Supv Marcia Spencer called the meeting to order at 7:00pm with the Pledge of Allegiance to the Flag of the U.S.A.

Roll Call:

Marcia Spencer, Supervisor, Present
Christopher Edmunds, Councilmember, Present
Kenneth Fisher, Councilmember, Absent
Tammy George, Deputy Supv & Councilmember, Present
Teresa Hewitt, Councilmember, Present

Other Town Officials present were:

Fred Clark, Town Clerk; Larry Groves, Water Commissioner; Christopher Lexer, Highway Superintendent & Code Enforcement Officer

On a Motion of Coun Hewitt, seconded by Coun George, it was moved to dispense with the reading of the minutes of the September 17, 2018 Regular Board Meeting. Carried unanimously.

RESOLUTION #80-18

On a Motion of Coun Edmunds, seconded by Coun Hewitt, the following Resolution was Resolved, to approve the draft minutes of the September 17, 2018 Regular Monthly Town Board Meeting as printed. Spencer, Aye; Fisher, Absent; George, Aye; Hewitt, Aye; Edmunds, Aye.
Ayes 4 – Absent - 1 Nays 0 - Adopted

Financial Reports:

Supv Spencer presented her Supervisor's Monthly Report for September 2018 & the Town Budget Report, as prepared by Diane Finch, CPA, for the month of August 2018, to the Town Board for review, and filed the reports with the Town Clerk (*Note R #94-17).

REDOLUTION #81-18

On a Motion of Coun Hewitt, seconded by Coun George, the following Resolution was Resolved, that Supv Spencer's Monthly Financial Report for September 2018 is accepted as submitted (& is included in the minutes).
Spencer, Aye; Fisher, Absent; George, Aye; Hewitt, Aye; Edmunds, Aye.
Ayes 4 – Absent - 1 Nays 0 - Adopted

Justice Reports:

Justice Heather Tomes sent checks to the Town Supervisor in the amount \$4,500.00 for September 2018.

Justice Lynn Guertin sent checks to the Town Supervisor in the amounts of \$2,436.00 for September 2018

Town Clerk Clark presented his monthly financial report for September 2018, in the amount of \$3,498.03, to the Town Board for review.

Petitions:

"NONE"

Communications:

1. On Monday Oct. 1, Clerk Clark has received the resignation from Ronald Jackson as a member of the Zoning Board of Appeals. Effective December 31, 2018
2. Email communication from Catt County FY 2018 Unified hazard Mitigation Program, Pre-Disaster Mitigation Program and Flood Mitigation Assistance Program via FEMA
3. Association of Towns Annual Meeting and Training School Feb 17-19 in NYC. Registration and Hotel Information. No action taken.
4. Notification that October is Domestic Violence Awareness Month. A Flyer has been posted in the town hall from NYS Coalition against Domestic Violence
5. Notification from Five Star that fees will remain the same for 2019 Tax Collection.
6. Supv Spencer read a letter from the Yorkshire Fire Dept Commissioners that outlined some details regarding their original budget request for 2019
7. Supv Spencer received from Court the Assessment of the building done. It was passed around to board members. Coun Hewitt asked if there was anything we could do, to which Supv. Spencer indicated yes, some, but not all. Court is applying for grant that could aid in some topics. Coun George inquired if these are recommendation vs. requirements. Supv. Spencer indicated yes.

Reports of Committees:Special Orders:

"NONE"

Privilege of the Floor/Public Concerns:

No one spoke at this time.

General Orders & Old Business

Clerk Clark reported he has received 2 applications of interest for the Water Meter Reader position. After discussion, the board agreed to have Clerk Clark contact the 2 applicants and set up interviews for Board Meeting on November 19. First interview for 7:45, each lasting 15 minutes. Note R#82-18

Board also discussed salary

REDOLUTION #82-18

On a Motion of Coun Hewitt, seconded by Coun George, the following Resolution was Resolved, that Clerk Clark set up water meter reader interviews with applicants for Board Meeting of November 19, 2018, beginning at 7:45 p.m., lasting 15 minutes each.

Spencer, Aye; Fisher, Absent; George, Aye; Hewitt, Aye; Edmunds, Aye.

Ayes 4 – Absent - 1 Nays 0 - Adopted

Reports of Department Heads:

Joe King/Constable: No report

Mary Gilbert - ZBA Secretary (No Written Report) -

Joe Neamon/Dog Control Officer -
No report.

Reports of Department Heads(cont):

Larry Groves/Water Commissioner -

Reiterated that 2 applicants thus far for meter reader position. Asked board if more applicants apply (late) if o.k. to consider. Board agreed. Some discussion on the salary. Board agreed that the pay would be as was in prior year at \$12.75/hr., with a 6-month probation period to be applied

Hydrant Flushing on October 8 went well. One hydrant repaired, that originally thought would need to be replaced. Another hydrant is being monitored

A prolonged discussion with board members regarding the Rt 16 water extension that would initially support the Kirby Colling property / business and extend further south. The board agreed to allow Comm Groves to seek out additional quotes for Engineering work at no cost, to better understand the potential, but would not commit to the undertaking. In addition, the property owner still has not advised board of any requests for the town to support nor his intentions to gain compliance with the Health Department. Comm Groves will give further updates as they become known.

Proof of Notice being furnished by the Town Clerk that publication of the Public Hearing for the "2019 Preliminary Town Budget and Improvement Districts on a Benefit Basis" was in the Legal Notices of the October 4, 2018 issue of the Arcade Herald, and that the Public Hearing Notice was posted on the Town Clerks Sign Board, the Public Hearing was call to order at 7:15pm by Supv Spencer. No one except the names listed above attended the meeting, the Public Hearing was terminated at 7:42pm by Supv Spencer (*Note R #98-17).

Christopher Lexer/Codes Enforcement & Zoning Officer –

Written report

Issued Three Building Permits & One Zoning Permits in Sept 2018 with permit fees totaling \$205.00.

Christopher Lexer/Superintendent of Highways -

(1) Written Report provided.

New Business:

A Discussion regarding the annual notice to Property owners regarding the removal of snow from sidewalks, need approval to place annual notice in the Herald. R#83-18

RESOLUTION #83-18

On a Motion of Coun Edmunds, seconded by Coun George, the following Resolution was Resolved, that Clerk Clark to place annual notice in Town newspaper for Sidewalk Maintenance required by homeowner per Local Law 2-2016

Spencer, Aye; Fisher, Absent; George, Aye; Hewitt, Aye; Edmunds, Aye.

Ayes 4 – Absent - 1 Nays 0 - Adopted

Supv. Spencer advised Board that there are positions open for Zoning Secretary, to replace Mary Gilbert (supplied resignation earlier in year, effective Dec. 31, 2019, was orig thought to be 2018); a Zoning Board Member to replace Ronald Jackson (supplied resignation, effective Dec. 31, 2018) and a Planning Board Member (vacant) and Alternate Note R#84-18

RESOLUTION #84-18

On a Motion of Coun George, seconded by Coun Hewitt, the following Resolution was Resolved, that Clerk Clark to place ad in Arcade Herald and Arcade Penny saver for the Town of Yorkshire Zoning Board and Planning Board Members.

Spencer, Aye; Fisher, Absent; George, Aye; Hewitt, Aye; Edmunds, Aye.

Ayes 4 – Absent - 1 Nays 0 - Adopted

During budget review discussion, Supv Spencer communicated to board some information regarding the fire protection maps / coverage areas and reviewed some history of prior support given to the Yorkshire Fire Dept that was of financial benefit to them. Coun Edmunds indicated a potential in coming year to look at doing a 3-year contact vs. annual.

Additionally, Coun Hewitt asked about if any money was in for future Sewer District, to which Supt Lexer and Supv Spencer then reviewed the current status of the map study, with the outlook that it would be completed by December 1, and that project would likely be 3-5 years out, given the need to develop plan, obtain funding, obtain grants, etc. Supv. Spencer indicated the payment for map study was in current abstract, and that reimbursement of a majority would be coming from the Lake Erie grant. Further group discussion on subject regarding setting up districts, legal requirements, ability to expend funds in advance, etc.

Supt Lexer indicated the likelihood that the amount to replace roof that is in preliminary budget would be less, given recent information.

Coun Hewitt asked if the parking lot sealing was covered in budget, Supt. Lexer confirmed yes.

Supv Spencer asked if the Board was ready to vote on adopting the Preliminary Budget for 2019.

RESOLUTION #85-18

On a motion of Coun George, seconded by Coun Edmunds, the following Resolution was Resolved, to adopt the 2019 Preliminary Budget dated October 15, 2018, with no changes as the 2019 Town Budget (The complete 2019 town budget is on file in the town clerk's office).

Spencer, Aye; Fisher, Absent; George, Aye; Hewitt, Aye; Edmunds, Aye.

Ayes 4 – Absent - 1 Nays 0 - Adopted

With adoption of budget, Supv Spencer requested approval to have Town Attorney prepare and then her to sign the Yorkshire Fire Dept and Delevan Fire Dept contracts for 2019 (R#86-18)

RESOLUTION #86-18

On a motion of Coun Edmunds, seconded by Coun Hewitt, the following Resolution was Resolved, for Supervisor Spencer have prepared by Town Attorney and to sign the Yorkshire Fire Dept. and Delevan Fire Dept. contracts for 2019

Spencer, Aye; Fisher, Absent; George, Aye; Hewitt, Aye; Edmunds, Aye.

Ayes 4 – Absent - 1 Nays 0 - Adopted

As part of the adopted budget, which includes an equipment reserve, Supv Spencer requested a motion to authorize the set up of the equipment reserve fund in account DA9950.9 in the approved budget amount of \$10,000.00. (R#87-18)

RESOLUTION #87-18

On a motion of Coun Hewitt, seconded by Coun Edmunds, the following Resolution was Resolved, for Supervisor Spencer to implement equipment reserve fund in DA9950.0 beginning in 2019, as is approved in the adopted 2019 budget, in the amount of \$10,000.00

Spencer, Aye; Fisher, Absent; George, Aye; Hewitt, Aye; Edmunds, Aye.

Ayes 4 – Absent - 1 Nays 0 - Adopted

Coun Hewitt discussed with board the need to update Town of Yorkshire Salaried Constable Policy / Procedures regarding the carry or use of a weapon (including fire arm). Previous motion to approve in 1993 was for a specific constable. Note R #88-18

RESOLUTION #88-18

On a motion of Coun Hewitt, seconded by Coun George, the following Resolution was Resolved, for Clerk Clark to update the Town of Yorkshire Salaried Constable Policy / Procedures that allows Court Constable and Substitute Court Constable to carry a weapon, including firearms, with proper permits / authority required.

Spencer, Aye; Fisher, Absent; George, Aye; Hewitt, Aye; Edmunds, Aye.

Ayes 4 – Absent - 1 Nays 0 - Adopted

Monthly Audit - All Town Board Members had the opportunity to audit all vouchers (bills, invoices & statements) submitted for payment and to initial the vouchers for payment (*Note R #89-18).

RESOLUTION #89-18

On a Motion of Coun George, seconded by Coun Edmunds the following Resolution was Resolved, for the approval of the following claims for payment: General Fund Claims #251-271 in the amount of \$16,012.25, as set forth in General Fund Abstract No. 10, Dated October 15, 2018; Highway Fund Claims #138-147, in the amount of \$51,970.01, as set forth in Highway Fund Abstract No. 10, Dated October 15, 2018; Water Dist #1 Fund Claims #46-51, in the amount of \$7,074.00, as set forth in Water Dist #1 Abstract No. 10, Dated October 15, 2018; Water Dist #2 Claim 13 , in the amount of \$30.00 as set forth in Water Dist #2 Abstract No. 10, Dated October 15, 2018.

Spencer, Aye; Fisher, Absent; George, Aye; Hewitt, Aye; Edmunds, Aye.

Ayes 4 – Absent - 1 Nays 0 - Adopted

With no further business, on a Motion of Coun George, seconded by Coun Edmunds, the meeting was adjourned at 8:14pm.

Carried unanimously.

M. Fred Clark Town Clerk _____