

The regular monthly board meeting of the Yorkshire Town Board, for the month of January, was held on Wednesday, January 15, 2020, at the Town Hall, 82 South Main Street, Delevan, NY. At 7:00 p.m.

Supervisor Spencer called the meeting to order at 7:00pm with the Pledge of Allegiance to the Flag.

Roll Call:

Marcia Spencer, Supervisor, Present,  
Christopher Edmunds, Council Member, Present  
Kenneth Fisher, Council Member, Present  
Bradley Regan Council Member, Present  
Teresa Hewitt, Council Member, Present

Other Town Officials present were Donna Lavery, Town Clerk; Larry Groves, Water Commissioner; Chris Lexer, Highway Supv; Cheryl King, Deputy Town Clerk; Lynn Guertin, Town Justice

Also, in attendance: Brian Bloom, Gene Tingue

Public Comment:

Gene Tingue addressed the board regarding his concerns with his safety at his property on Route 16.

Communications:

DEC Award letter for up to \$185,000 for the construction of a new salt storage shed at the highway barns.

Letter from Unified Court System requesting for the board to audit the Court books, this will be done tonight at the end of the meeting

DPW agreement for highway funds – Chris will handle this

Supervisor Report: Supv Spencer gave out a written report

**RESOLUTION #4-20**

On a Motion of Coun. Fisher Seconded by Coun. Edmunds to accept the Supv Report  
Spencer, Aye; Fisher, Aye; Edmund, Aye; Regan, Aye, Hewitt, Aye  
Ayes 5 - Nays 0

Water Commissioner: Larry stated water bills are out, the last meter reading and billing went well. Committee meeting was held with Coun Edmunds and Danny Heineman regarding water contract. Have spoken to Brian Bloom about hooking into the water at the Liquor Store at the corner near K street for his new store being built instead of going behind the plaza

Justice Guertin: Written Report given

Highway Supv Report: Chris stated that the town has received a grant for a new salt storage shed. He stated different ways to handle the design and building. We will continue to communicate our options

Winter has been mild so far but soon will change. Even being mild our roads take a beating. It is better if it freezes. We will continue to plow and sand as needed and we are also servicing all our equipment.

Question with roof? Engineer will be back soon to look and give our options, there is still \$20,000 in the unallocated funds for roof repairs

Supv Spencer stated that the paperwork went in for WIIA grant. Engineers helped set target dates for completion of October 2023.

Supv. Spencer asked for the board to make a motion to appoint Kristi Bockhahn to the Board of assessment review for a 5-year term.

**RESOLUTION #5-20**

On a Motion of Coun. Edmunds Seconded by Coun. Fisher to appoint Kristi Bockhahn  
Spencer, Aye; Fisher, Aye; Edmund, Aye; Regan, Aye, Hewitt, Aye  
Ayes 5 - Nays 0

Supv. Spencer stated we received a resignation for Constable Joe King effective 12/18/2019

Supv. Spencer asked for a motion to advertise for a new constable

**RESOLUTION #6-20**

On a motion Coun. Regan Seconded by Coun. Edmunds to advertize for a new constable  
Spencer, Aye; Fisher, Aye; Edmund, Aye; Regan, Aye, Hewitt, Aye  
Ayes 5 - Nays 0

Supv. Spencer stated we need some kind of key policy. Too many people have many keys to different areas where they don't need to be. Record in some of the offices are confidential.

Coun Regan stated someone needs to keep a master list of who has keys to which office. Supv. Spencer and the Town Clerk to make a list of who has keys to which offices.

Supv. Spencer discussed to possibly move the internet router to empty office across from the Town Clerk office, stated it was occasionally used for court but nothing is filed in the office so everyone could have access to the office in case of internet issues.

Water Commissioner Groves asked about possibly using the laptop to do water billing once the Clerk gets a new computer.

200<sup>th</sup> Birthday for Town of Yorkshire in April of this year  
Any Ideas??

Water Commissioner Grove received a letter from Chris Lexer requesting for water service on Electric Lane in Yorkshire. This service would be one line, service would be 2 meters, 2 bills. After a brief discussion regarding water service in the area  
Board approves Larry Groves to inquire about extending water service to Electric Lane.

Meeting held with Larry Grove, Coun. Edmunds and Danny Heineman regarding the water contract. After a lengthy discussion regarding current contract cost and 14.98% increase. 2019 contract price \$13,915, proposed 2020 contract price \$16,000 which is a 14.98% increase for just basic water testing. This doesn't include any repair cost.

The Board discussed the need for a someone to obtain their Water License. There is possible an employee from the highway interested. There is a Class coming up in April if we would like to send someone.

Danny Heineman to renew the contract that was sent to Supv. Spencer, we need to add in paragraph 18 sub paragraph D. Also add into the contract original invoices for parts will be included with Heineman and Sons invoices

**RESOLUTION #7-20**

On a Motion of Coun Regan and Seconded by Coun Fisher to extend the Water Contract with Danny Heineman and Son for the Water District.  
Spencer, Nay; Fisher, Aye; Edmund, Aye; Regan, Aye, Hewitt, Aye  
Ayes 4 – Nays 1

Chris Lexer volunteer to get Class C water license if nobody else was interested at the class in April.

**RESOLUTION #8-20**

A Motion was made by Coun. Edmunds Seconded by Coun. Regan to send Chris Lexer to Water License class in April.

Spencer, Abstain; Fisher, Aye; Edmund, Aye; Regan, Aye, Hewitt, Nay  
Ayes 3 – Nays 1- Abstain 1

**RESOLUTION #9-20**

A Motion was made by Coun. Edmunds Seconded by Coun. Hewitt to provide water service to Bloom new building.

Spencer, Aye; Fisher, Aye; Edmund, Aye; Regan, Aye, Hewitt, Aye  
Ayes 5 – Nays

Supv Spencer received a resignation from Beth Ensell, Town Prosecutor effective 1/31/2020

**RESOLUTION #10-20**

Supv Spencer stated that Michael Klima is currently a Town prosecutor in Cattaraugus County. Would like to ask the board to make a motion to appoint Michael Klima as Town Prosecutor pending county approval at the same rate.

On a Motion of Coun. Edmunds Seconded by Coun. Fisher  
Spencer, Aye; Fisher, Aye; Edmund, Aye; Regan, Aye, Hewitt, Aye  
Ayes 5 – Nays 0

Supv. Spencer read a letter from Don Hilliker regarding the condition of and town not plowing Hilliker and Keller Roads which are seasonal roads. Mr. Hilliker stated he has 4 residents that live on Hilliker and Keller Road year-round. Some of these homes have families with children.

A discussion was had about the difference in maintaining a dirt road. The town of Yorkshire has 3 seasonal roads that are posted as seasonal roads. The properties built on these roads are to be seasonal properties also.

Annual Town Audit - The Town Board conducted their Annual Audit of the following Town Officials 2019 Financial Records as required by Town Law #123.; That the Town Board reviewed and audited the financial records of Donna Lavery, Town Clerk (Donna Lavery's Tax Collection Records were audited & approved), and that she filed a statement in writing showing his town clerk receipts and disbursements for the fiscal year 2019, and the Water Districts financial records of Donna Lavery for the fiscal year 2019 were reviewed and audited (& the water records are reconciled for billing & payments by Diane R Finch, CPA, each month); That the Town Board reviewed and audited the financial records of Christopher Lexer, Codes Enforcement & Zoning Officer, for the fiscal year 2019; and that Supv Marcia Spencer presented the first eleven months of the 2019 Supervisors financial records for review & audit, and that she will submit the Supervisors Annual Report, when completed by Diane R Finch, CPA, to the Town Board, in lieu of a financial statement

The Town Board reviewed the financial records and examined the criminal & civil dockets of Town Justice Lynn Guertin and Former Town Justice Heather Tomes, and that the fines and fees therein shown to have been collected had been turned over to the proper officials as required by town law for the fiscal year 2019.

**RESOLUTION #11-20**

On a Motion of Coun Hewitt, seconded by Coun Regan, the following Resolution was, resolved to approve the 2019 financial records as presented by the above Town Officials.

Spencer, Aye; Fisher, Aye; Hewitt, Aye; Regan, Aye, Edmunds, Aye  
Ayes 5 - Nays 0 – Adopted

**Monthly Audit: All Town Board Members had the opportunity to Audit all vouchers (bills, invoices, or statements) submitted for payment to be approved**

**RESOLUTION #12-20**

**On a Motion of Coun. Edmunds Seconded by Coun. Fisher to pay all claims**

**Spencer, Aye; Fisher, Aye; Edmund, Aye; Regan, Aye, Hewitt, Aye**

**Ayes 5 – Nays 0**

**With no further business, On a Motion of Coun. Hewitt Seconded by Coun. Regan, the meeting was adjourned at 9:10pm. Carried Unanimously**

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**Donna Lavery, Town Clerk**