

**MINUTES** of the **Regular Meeting** of the Pembroke Town Board held on **May 9, 2012** at the Pembroke Town Hall, 1145 Main Road, Corfu, NY.

**PRESENT:** Edward G. Arnold, Jr., Deputy Supervisor / Councilman  
John Worth, Councilman  
Gary L. DeWind, Councilman

**ABSENT:** Edwin Mileham, Supervisor  
Peter G. Sformo, Councilman

**OTHERS PRESENT:** Nicole M. Begin, Town Clerk; Stephen Stocking, Highway Superintendent; Deborah Conti, Assessor; Richard Kutter, Planning Board Chairman; Tom Schneider, ZBA Chairman; Richard Doktor, ZBA; Todd Skeet, Village of Corfu Mayor; Ken Lauer, Village of Corfu Trustee; Scott Waite; Samantha and Shari Salim.

Deborah Conti gave the invocation & Deputy Supervisor Arnold led the Pledge to the Flag.

The meeting was called to order at 7:00 P.M.

On **MOTION** of Councilman Worth, seconded by Councilman Arnold, to approve the Minutes of the Regular Meeting April 11<sup>th</sup>, 2012 and the Workshop Meeting April 26<sup>th</sup>, 2012.  
**ALL AYES - MOTION CARRIED.**

Samantha Salim came before the Board in the fall of 2011 asking if she could work with a licensed arborist in the Town Park to label trees for her Girl Scout Silver Award. She approached the board again this evening asking for the Town to purchase 39 plastic signs to label the trees along the walking trail. There were a couple of trees that the arborist found in the park that are rare for the area. The plastic signs are easy to read and are durable.

A **MOTION** was made by Councilman DeWind, seconded by Councilman Worth for Town Clerk Nicole Begin to purchase 39 plastic tree labels from Voss Signs for Girl Scout Samantha Salim to use to label trees on the Town Park hiking trail for a cost of \$160.00 plus shipping.  
**ALL AYES - MOTION CARRIED**

Shari Salim told the Board that the arborist could also mark any trees along the trail that look like they may need to be removed so that they do not cause any danger to users of the trail. The Board said that they would appreciate if the arborist could do that.

## **DEPARTMENT REPORTS**

### **ASSESSOR**

- Assessor Deborah Conti said her office sent out about two hundred and fifty assessment change letters in the month of May. The Assessment Board of Review is holding their review hearings on Tuesday May 22<sup>nd</sup> from 2 to 4 P.M. and 7 to 9 P.M.

Councilman Arnold asked if house sales were selling close to their assessment value. Mrs. Conti said that according to the sale paperwork she receives houses are selling at their assessment value or above. Mr. Schneider said that he has been watching the sales and he agreed with the assessor.

#### ZONING & CODES ENFORCEMENT

- The April Monthly report was submitted and filed.

#### HIGHWAY

- Superintendent Stocking said that the bulldozer is coming on Monday so that the highway crew can start the work on the parking lot at the park.
- The new dump truck has been delivered and is currently at Valley Fab getting the finishing touches put on.
- The park driveway has been sprayed for dust control.
- Mr. Stocking said that the soffit in the front of the Town hall is still not fixed and full of birds and that the stucco on the front pillar at the Town Hall is cracking off.
- Mr. Stocking said he was copied on a letter sent to NYS DOT from a resident requesting signage on a state road. The Board decided to discuss at the workshop meeting and put together a resolution supporting the request for signage. The request was for a sign stating "Child with autism area".

#### TOWN CLERK

- Town Clerk Nicole Begin reported that the last check for taxes was written to the Town for interest and penalties in the amount of \$4334.40.
- Mrs. Begin spoke with two credit card vendors at the Town Clerk's Conference. There are two options. If we have a point of sale terminal there would be an annual charge to the Town for the terminal and a one time set-up fee for the terminal. The second option is to purchase a computer to replace the DEC computer and use the new computer at the counter for a USB card swiper to accept credit cards. The new computer would also be used to house the DEC DECAL's program. The current DEC owned computer cannot be used for anything but DEC purposes. The Board will have to discuss further to decide how to proceed.
- Mrs. Begin said that the Town has been approached by the VFW requesting a donation from the Town for the new Veteran Memorial in Batavia. Information was given to all Board members to look over and discuss at the Workshop meeting.
- Mrs. Begin asked the Board if they could increase the price for a peddlers permit. In the summer of 2011 a gentleman applied for a peddler's permit which is currently \$25.00 and then he had to be escorted from the Town by the Sherriff's office for harassment of a Town resident. Mrs. Begin feels that the increase may deter fly by night, unprofessional groups from soliciting in the Town. The Board agreed and a Resolution will be done this evening to increase the charge from \$25.00 to \$100.00.
- There will be four Eagle Scouts at the June meeting to receive their commendations.

PLANNING BOARD

- Mr. Kutter said that the April Planning Board meeting was cancelled.

ZONING BOARD OF APPEALS

- Mr. Schneider said that the Zoning Board of Appeals meeting was cancelled in April and there is one variance on the agenda for the meeting on May 16<sup>th</sup>.

JUSTICES

- Monthly reports were submitted and filed.
- Deputy Supervisor Arnold went over the Justice reports for the month of April.

SUPERVISOR

- Supervisor monthly reports were submitted and filed.
- Deputy Supervisor Arnold reported on a couple of upcoming County meetings/gatherings. On Monday, May 14, 2012 at 4:00 pm the Genesee County Legislature will be holding a public event to highlight the ongoing struggles New York State Counties like Genesee are having even after the recently enacted 2012/13 New York State Budget and its meager fiscal mandate relief. The Genesee County Legislature will also be holding an Outreach meeting here at the Town Hall on Wednesday May 23<sup>rd</sup> at 7:00 P.M. There is a presentation on Thursday June 14<sup>th</sup> at 7:00 P.M. at the Genesee County emergency and fire training center on State Street in Batavia being offered by the County for Energy Purchasing that will help save money during challenging fiscal times. Mr. Arnold said that he hopes some of the Board members will be able to attend.

**COMMITTEE REPORTS**

**Audit, Finance, Insurance, Investment & Purchasing** – John Worth & Ed Mileham

- No report at this time.

**Building & Grounds, Highway, Assessment, Court** – Gary DeWind & Ed Arnold

- Mr. DeWind said that the roof has been installed over the generator at the Community Center. Mr. DeWind said he will get together with Superintendent Stocking to work on correcting building issues at the Town Hall.

**Planning, Zoning, Code Enforcement, Public Safety** - Ed Mileham & Ed Arnold

- No report at this time.

**Public Services, Water, Sewer, Refuse/Recycling, Economic, Intermunicipal, & Community Development** – Gary DeWind & Peter Sformo

- Councilman DeWind reported that there will be a Public Hearing scheduled this month for the establishment of sewer district # 1.

**Youth Recreation, Parks and Land Acquisition** - Gary DeWind & Ed Arnold

- Mr. Worth reported for Mr. Arnold that a meeting was held with Youth Recreation Director Donna Fix with Village Representative Ken Lauer (no other Town Representatives were present). They've received their supplies and they are ready for the 2012 season.

- Mr. DeWind reported that there was an arrest at the Town Park on Friday May 4<sup>th</sup> for a man driving on vehicle restricted areas of the park. The same evening there were several cars attending an event at the high school. A number of those people took it upon themselves to drive right across the Town Park football field. The Board will install large boulders all along the driveway to stop this from happening. Mr. DeWind said that the Town has put a lot of money into those fields and it is a disgrace to see people that are so inconsiderate.

**Human Resources/Benefits** – Ed Mileham & Ed Arnold

- No report at this time.

**Cemeteries** – Gary DeWind & Peter Sformo

- Mr. DeWind said that the Town received the first bill for mowing of cemeteries. The Sign Shop is working on the signs for the cemetery on Back Street and the cemetery in East Pembroke at Route 5 and Slusser Roads.

**IT** – John Worth

- Mr. Worth reported that the computers and new server have been running well.

**OLD BUSINESS**

**The Corfu Fire District Hall Lease** – The Corfu Fire Department had a chance to look over the new Corfu Fire District Lease and they are ok with the new contract. A Public Hearing will be scheduled for June to approve the contract signing by Resolution.

**Audit Report from Freed Maxick & Battaglia** – Laura Landers from Freed Maxick and Battaglia gave the Board the final report of the 2011 Audit and she said the audit went well and the Town is in good shape.

**Specs for the Park Pavilions** – Supervisor Mileham gave the board a copy of the building specs for a new park pavilion. He asked that the board look them over and contact him if any changes need to be made.

**Sewer Public Hearing** – The Board is waiting to hear back from Attorney Mark Boylan in regards to an advertisement for a public hearing that will be held in the next few weeks for the sewer project.

## **NEW BUSINESS**

Taylor McCabe from the Lyndonville Tigers came to ask the Town if they could put a new score board in the north east corner of the football field. They would be willing to donate the labor if the Town were willing to provide the electric material. They would also like to power up the snack shack. Mr. DeWind felt that running power across the entire field would be a lot of money and felt that the scoreboard would be better placed in the southwest corner close to the pavilion that already has power. Mr. McCabe said he could come up with a cost so that the Town would get an idea of the amount of money that would be needed. Mr. McCabe said that if the Board is open to the idea they could get enough power out to the other end of the field to provide power to other pavilions in the future. The Board decided they would like to discuss this more at the Workshop meeting on May 24<sup>th</sup> with more board members in attendance.

## **PUBLIC PARTICIPATION ~**

Richard Doktor thanked the Board for the donation they received for 2012.

Scott Waite asked if the Board was going to follow through on resolving the problem with the Difiglia property on Main Road. Mr. Arnold said that the Town has been working on getting Mr. Difiglia to clean up his property for several years and has gone to court to resolve the problem. Mr. Arnold said that the Zoning Department is aware that the problem exists and are trying to resolve the issue within the limits of the law. Mr. Arnold asked Mr. Waite to submit a complaint letter to the zoning department.

Todd Skeet asked if his son's Cub Scout Pack could plant a bush or tree at the Town Park for their scout project. The Board felt that this would be ok as long as it is put in a place that would not hinder mowing. Mr. DeWind said the upkeep should be maintained by the Cub Scouts and not left up to the school to maintain.

Mr. Skeet apologized on behalf of the PYA regarding members of the PYA that go around the chain of command to approach the Board. Mr. Arnold said that when the board is approached by someone who states that they are representing the PYA the board has no idea if that is the case. The board feels that there should be a representative from PYA who will be the only liaison that the board can work.

## **RESOLUTIONS**

On **MOTION** of Councilman DeWind, seconded by Councilman Worth, the following **RESOLUTION** was **ADOPTED** by roll call vote: Councilman Arnold, AYE; Councilman Worth, AYE; Councilman DeWind, AYE.  
ALL AYES - MOTION CARRIED

**RESOLUTION # 33 of 2012** – Payment of Abstract # 5 of 2012

**RESOLVED** that the Town Board of the Town of Pembroke authorizes the Town Supervisor to make all payments and bills contained in Abstract # 5 of 2012.

On **MOTION** of Councilman Worth, seconded by Councilman DeWind, the following **RESOLUTION** was **ADOPTED** by roll call vote: Councilman Arnold, AYE; Councilman Worth, AYE; Councilman DeWind, AYE.  
ALL AYES - MOTION CARRIED

**RESOLUTION # 34 of 2012** – Increase Fee for Peddler’s Permit

**BE IT RESOLVED** that the Town Board of the Town of Pembroke hereby increases the fee for a peddlers permit from \$25.00 to \$100.00.

On **MOTION** of Councilman DeWind, seconded by Councilman Worth, to adjourn the meeting at 8:30 P.M.  
ALL AYES – CARRIED.

Respectfully submitted,

*Nicole M. Begin*

Nicole M. Begin, Town Clerk

THESE MINUTES ARE A DRAFT ONLY OF THE TOWN BOARD MEETING OF MAY 9, 2012 AND ARE SUBJECT TO CHANGE AND/OR REVISION PRIOR TO APPROVAL BY THE TOWN BOARD.