

**MINUTES** of the **Regular Meeting** of the Pembroke Town Board held on **October 8, 2014** at the Pembroke Town Hall, 1145 Main Road, Corfu, NY.

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

**OTHERS PRESENT:** Nicole M. Begin, Town Clerk; Stephen Stocking, Highway Superintendent; Tom Schneider, Planning Board Chairman; Nathan Witkowski, ZBA Chairman; Aaron Swable; Annie Lawrence; Grace Vogler; Maddison & Tom Metz.

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

Deputy Supervisor Worth gave the invocation and led the Pledge to the Flag.

**PUBLIC PARTICIPATION** ~ Girl Scouts Grace Vogler and Maddison Metz presented the map project that they worked on for the Town Park. The map is a layout of the Town Park and walking trail. This project will help them earn their silver award. The Town Board liked the map but would like to take a look at the park to find a suitable place for it so it will be seen by all visitors of the park. The park committee will notify the Girl Scouts when they know when and where to put the map.

## **APPROVAL OF MINUTES**

On **MOTION** of Councilman DeWind, seconded by Councilman Arnold, to approve the minutes of the Regular Meeting September 10<sup>th</sup>, and Workshop Meeting September 25<sup>th</sup>, 2014.  
**ALL AYES - MOTION CARRIED.**

## **DEPARTMENT REPORTS**

**ASSESSOR** – Deborah Conti

- No report at this time.

**ZONING & CODES ENFORCEMENT** – Charles Reid

- The monthly report has been submitted.

**HIGHWAY** – Stephen Stocking

- Mr. Stocking said the highway crew helped out at the last week at the Corfu sewer plant. The highway department is also working with the County hauling stone. The crew will probably start putting plows together in the next couple weeks and may do some tree trimming if weather and time allows.

**TOWN CLERK** – Nicole M. Begin

- Monthly report submitted and filed. Mrs. Begin gave detail to the hunting license sales in September compared to past years. In September 2014 the Town Clerk's office sold \$10,491.00 worth of sporting licenses and was able to keep \$544.64 of that amount, the rest goes to NYS. Councilman Sformo questioned whether or not it was worth selling

licenses based on the amount the Town gets to keep. Town Clerk Begin said it is a service that is provided to our residents and the office is open regardless.

PLANNING BOARD – Thomas Schneider

- Mr. Schneider said the Planning Board reviewed a land separation in September. The property begin split had plenty of vacant land that was being separated from the house for farming purposes.
- In October the Planning Board will look at rescinding a special use permit that was no longer being used for motor vehicles sales. They will also look into granting a special use permit for another property that was denied in 2009 as a home occupation. If granted there will be stipulations set as to what can be done. The County Planning Board will most likely deny it again based on the previous denial.
- Mr. Schneider suggested that the Zoning Committee meet once a month and to have their next meeting on October 22<sup>nd</sup> at 7:00 p.m.

ZONING BOARD OF APPEALS – Nathan Witkowski

- Mr. Witkowski said that due to the unfortunate passing of Zoning Board member Richard Doktor in September they now have a position that will need to be filled on the ZBA. At their September meeting they only had three members which was enough for a quorum but they needed a super majority to make a decision on the item they were reviewing because the homeowner was not interested in proceeding with the modifications suggested by County Planning.

Mr. Worth suggested that it was a good idea to advertise for two positions, one to fill in the open ZBA spot and one for an alternate Planning Board member since the previous alternate member filled a spot on the ZBA when a vacancy occurred previously.

JUSTICE – David O'Connor & Edwin F. Mileham, Jr.

- The September monthly reports have not yet been submitted and filed.

SUPERVISOR –

- Deputy Supervisor Worth said that the hole that was dug next to the Town Hall to run the lateral for the sewer line and when dug a fuel odor was present. The DEC will be checking for any contamination that may be present from the business that was once there. If contamination is present it may be a costly fix.
- Mr. Worth said that there are two water wells on the Town property that are no longer in use and suggested that they be blocked up.

COUNTY LEGISLATOR – Annie Lawrence

- Legislator Lawrence updated the board regarding the County Nursing Home. Mrs. Lawrence said the County is in the process of the end results for the visitations for the sale of the nursing home. Interested parties will need a \$100,000.00 to hold their interest.

- Mrs. Lawrence said that a group is asking the County to allow the use of rifles for hunting in Genesee County. Mrs. Lawrence said she will vote no as she believes Genesee County to be to flat in land for the use of rifles. Rifle shots can travel 1-5 miles depending on the gun, the bullets, property, and even if you shoot parallel to the ground so the bullet doesn't travel far, you'll still risk it skipping off the ground when it lands, and taking flight again.
- The County is currently working on the 2015 budget. There is some relief this year from New York State Retirement with a reduction in cost per dollar paid into the retirement program for enrollees. The transportation of female prisoners to other female housing facilities is also costing the County a lot of money and the County Legislators do not want to build a new jail for female inmates because there is no federal or state funding for jails. If a new facility is built it will cost the county tax payers.

**OLD BUSINESS**

1. Sewer Project update ~ Councilman Sformo said the gas was turned on at the pump stations. The next step will be to get the gas lines connected to the generators and have National Fuel hook up the meters. There are three residents who will need to hook up immediately due to septic problems. National Fuel is the biggest hold up at this point.
2. Zoning Staffing ZBA and Interviews ~ The Town clerk will advertise the open board positions for ZBA and Planning.
3. Fix insulation issue at Town Hall ~ Councilman DeWind said he received three quotes for the spraying of insulation in the ceiling on the entire west end of the Town Hall. This is the area where the pipes froze and burst last winter. The quotes are as follows:
  - Firm in Rochester: \$5,300.00
  - Urban Insulation: \$4,380.00
  - Contractor from Darien: \$2,072.00 (this contractor is unable to remove the old insulation and the Town will need to hire someone separately to do this).

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 A **MOTION** was made by Councilman Arnold, seconded by Councilman DeWind to contract with Urban Insulation to do the insulation work at the Town Hall.  
 ALL AYES – MOTION CARRIED  
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4. Mark Boylan legal update as needed Franchise Agreement ~ No Report.
5. Budget 2015 ~ A public hearing will be advertised for October 23<sup>rd</sup>, 2014
6. Workshop Meeting in November – Councilman Worth asked if the Board would like to consider cancelling the Workshop meeting in November. The normal workshop meeting would have been on Thanksgiving Day but in January it was rescheduled to November 20<sup>th</sup> which is only one week after the regular board meeting in November. The Board agreed to cancel the Workshop meeting and the Town Clerk will advertise. If needed, a special meeting will be held if an emergency arises.

**NEW BUSINESS**

1. Community Center Floor Wax spring time ~ No report at this time.
2. Insurance Review and add Pump Stations ~ Councilman Arnold said that since the Industrial Appraisal has been done he & Councilman worth met with our insurance agent Joe Teresi and he suggests having 90% coverage of replacement cost for town property. Mr. Teresi is going to get the Town a quote for the pump stations.
3. Phone and internet service ~ Councilman Worth will meet with a representative from Empire Phone services to discuss an offer they made for services and explain some of the details of the services we already receive from other providers.
4. North Pembroke Cemetery CD ~ The CD is coming due 10/29/14. Councilman Arnold will need to sign some paperwork to close it out and so the money can be moved to the cemetery account.

Councilman Worth said that all the roofing work is done at the Pembroke Community Center building. The paperwork was dropped off and signed. The engineer will be getting a finished punch list to us.

Concrete work was done at the town park for the scoreboard when it was placed.

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A **MOTION** was made by Councilman Arnold, seconded by Councilman DeWind to pay the bill for concrete used to place the scoreboard up at the Town Park.  
**ALL AYES – MOTION CARRIED**

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**RESOLUTIONS**

**RESOLUTION # 71 of 2014** – Approval of Final Payment – Elmer Davis Roofing

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

**BE IT RESOLVED** that the Pembroke Town Board approves Elmer Davis Roofing Contractor’s Application for Payment in the amount of \$21,211.54; and **BE IT FURTHER**

**RESOLVED** that the Town Board authorizes the Town Supervisor to sign this application for them to receive payment.

**RESOLUTION # 72 of 2014 – Approval of Payment No. 11 – Sewer District # 1**

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

**WHEREAS** the next payment submittals for the WQIP sewer grant reimbursements can be submitted immediately; **NOW, THEREFORE, BE IT**

**RESOLVED** that the Pembroke Town Board approves Sewer District No. 1 - Contractor’s Application for Payment No. 11 for in the amount of \$162,189.34; and **BE IT FURTHER**

**RESOLVED** that the Town Board authorizes the Town Supervisor to sign this application for submittal to receive grant reimbursement.

**RESOLUTION # 73 of 2014 – Payment of Abstract #10**

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

**WHEREAS**, A request has been made to pay the normal operating expenses of the Town of Pembroke, and,

**WHEREAS**, these payments are within the normal scope of the 2014 working budget, and create no additional cost to the Town of Pembroke; **NOW, THEREFORE BE IT**

**RESOLVED**, that the Town of Pembroke hereby authorizes the Supervisor to make the appropriate payments contained within Abstract # 10 of 2014.

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On **MOTION** of Councilman Worth, seconded by Councilman Arnold to enter into Executive Session to discuss a personnel matter.

ALL AYES - MOTION CARRIED TIME 8:00 P.M.

On **MOTION** of Councilman Arnold, seconded by Councilman Sformo to reconvene into regular session.

ALL AYES – MOTION CARRIED TIME: 8:14 P.M.

Deputy Supervisor Worth reported that no decision was made in executive session.  
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On **MOTION** of Councilman Arnold, seconded by Councilman DeWind to adjourn the meeting at 8:14 P.M.

ALL AYES – MOTION CARRIED.

Respectfully submitted,

Nicole M. Begin

Nicole M. Begin, Town Clerk

THESE MINUTES ARE A DRAFT ONLY OF THE TOWN BOARD MEETING OF OCTOBER 8, 2014 AND ARE SUBJECT TO CHANGE AND/OR REVISION PRIOR TO APPROVAL BY THE TOWN BOARD. APPROVAL OF MINUTES BY THE TOWN BOARD IS DONE AT THE NEXT REGULAR TOWN BOARD MEETING.