

MINUTES of the **Regular Meeting** of the Pembroke Town Board held on **December 10, 2014** at the Pembroke Town Hall, 1145 Main Road, Corfu, NY.

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

ABSENT: Edward G. Arnold, Jr., Councilman

OTHERS PRESENT: Nicole M. Begin, Town Clerk; Tom Schneider, Planning Board Chairman; Nathan Witkowski, ZBA Chairman; Charles Reid, Zoning & Codes Officer; Deborah Conti, Assessor.

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

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

PUBLIC PARTICIPATION ~ none

APPROVAL OF MINUTES

On **MOTION** of Councilman DeWind, seconded by Councilman Sformo, to approve the minutes of the Regular Meeting November 12th, 2014.

ALL AYES - MOTION CARRIED.

DEPARTMENT REPORTS

ASSESSOR – Deborah Conti

- Mrs. Conti thanked the Board for the card she received for the passing of her mother.

ZONING & CODES ENFORCEMENT – Charles Reid

- The monthly report has been submitted. Mr. Reid said he will need help in the Zoning Department in the spring with inspections. Mr. Sformo said he will work on getting him some help.

HIGHWAY – Stephen Stocking

- Mr. Worth said that Mr. Stocking is working with the county on FEMA disaster declaration for the recent November storm.

TOWN CLERK – Nicole M. Begin

- Monthly report submitted and filed. Mrs. Begin said that the tax bills will be ready to pick up next week and will be mailed after Christmas.
- Mrs. Begin shared the plaque that the town was awarded by the Oakfield Alabama American Legion for help with holding the Cost of Freedom event in the Town Park in June.

PLANNING BOARD – Thomas Schneider

- Mr. Schneider said that a property owner on Main Road is looking to put up a wind turbine. There will be a public hearing on it in December. The Planning Board will rescind a special use permit on Genesee Street because the person who applied for the permit moved and the new owner does not want the permit. There will be a public hearing for a land separation on December 30th.

ZONING BOARD OF APPEALS – Nathan Witkowski

- Mr. Witkowski said there was no meeting held in November and there won't be one in December because there is nothing on the agenda.

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

- The November monthly reports have been submitted and filed. Justice O'Connor collected \$16,989.00 in fines; Justice Mileham collected \$20,706.00 in fines. The state will submit a bill for their portion.

SUPERVISOR –

- No report.

OLD BUSINESS

1. Sewer Project update ~ Councilman Sformo said that Randsco is done this year and will be back in the spring for restoration work.

Mr. Sformo said there is one resident who is not hooked into the sewer line and he is in the mandatory section to hook in. He will be sent a letter of notification to hook up. If he does not hook up by the end of the year the entire cost will be his responsibility. A letter will be sent to the gentleman on Lovers Lane who complained a year ago about drainage issues caused by the sewer line on Main Road. The engineers looked at it and they could not find a cause from the sewer line construction. It was left up to the resident to inform the Town where the drainage line ended and where the blockage was. It has been over a year since this situation was brought up with no calls from this residence.

Mr. Sformo said a meeting was held with himself, the engineers, Wargo and Randsco. Wargo is looking for an extra \$42,000.00 in payment for change orders that were made. An agreement was made to pay them \$33,000.00 for work that had to be done. Wargo is subcontracted by Randsco so the payment will be submitted in a pay app from Randsco. One change order was the result of National Fuel digging up a property that had already been complete. The bill for this extra work will be sent to National Fuel for payment.

CPL Engineering firm is also requesting an extra \$15,000.00 for extra work they have done on the sewer project.

A **MOTION** was made by Councilman Sformo, seconded by Councilman DeWind to have Deputy Supervisor Worth sign the paperwork to pay CPL Engineering Firm for extra sewer work that has been done.

ALL AYES –MOTION CARRIED

- 2. Zoning Staffing ZBA and Interviews ~ Councilman Sformo held interviews with Chairmen Schneider and Witkowski for the open positions on Planning Board and ZBA. They are suggesting appointments for Greg Kuras to Planning Board and Donald Showler to ZBA.
- 3. Fix insulation issue at Town Hall ~ Councilman Worth said Urban Insulation will do a walk-thru of the building on Tuesday and will work on the insulation on Wednesday of next week.
- 4. Mark Boylan legal update as needed Franchise Agreement ~ Nothing to report.
- 5. 2015 Budget Amendment ~ Mr. Worth said there is a resolution tonight for an amendment to the budget due to adjustments with Sewer District #1 & #2 and Water District #2.

RESOLUTIONS

RESOLUTION # 81 of 2014 – Planning Board – Appointment of Greg Kuras

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

ALL AYES - MOTION CARRIED

WHEREAS the Town Planning Board has a vacancy and Greg Kuras was interviewed for that vacant position; **NOW, THEREFORE BE IT**

RESOLVED that Greg Kuras be appointed as a Board Member to the Planning Board to fill the remaining seven year term of Michael Herec with the term expiring December 31st, 2015.

RESOLUTION # 82 of 2014 – Zoning Board of Appeals – Appointment of Donald Showler

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

ALL AYES - MOTION CARRIED

WHEREAS the Town Zoning Board of Appeals has a vacancy and Donald Showler was interviewed for that vacant position; **NOW, THEREFORE BE IT**

RESOLVED that Donald Showler be appointed as a Board Member to the Zoning Board of Appeals to fill the remaining five year term of Richard Doktor with the term expiring December 31st, 2015.

RESOLUTION # 83 of 2014 – 2014 Budget Transfers

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

ALL AYES - MOTION CARRIED

RESOLVED, That the Supervisor be authorized to make the following Budget transfers:

FROM:	A1620.21	Equipment -Corfu	24,548.64
TO:	A1620.414	Contractual-Corfu Supplies	-24,548.64
FROM:	A1910.4	Unallocated Insurance	1,077.32
TO:	A1950.4	Taxes-Assessment	-1,077.32
FROM:	A8810.42	Cemeteries-contractual-maintenance	225.00
TO:	A8810.1	Cemeteries-personal services	-225.00
FROM:	B3620.4	Safety Inspection-contractual	261.37
TO:	B3620.43	Safety Inspection-mileage	-261.37
FROM:	B8020.4	Planning-contractual	169.42
TO:	B8020.43	Planning-mileage	-169.42

RESOLUTION # 84 of 2014 – 2014 Budget Amendments

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

ALL AYES - MOTION CARRIED

RESOLVED, That the Supervisor be authorized to increase the following appropriations with the source of funding being unreserved fund balance:

A1320.4	Auditor – Contractual	-1,963.00
A1620.22	Buildings – Equipment-Pembroke	-366.76
A1620.42	Buildings – Contractual-Pembroke	-7,100.00
A1620.424	Buildings – Contract'l-Pembroke-Supplies	-36,560.71
A1680.2	Central Data Processing-Equipment	-470.00
A1680.4	Central Data Processing-Contractual	-1,105.66
A7510.4	Historian-Contractual	-1,235.07
A9060.8	Employee Benefits-Hospital & Medical Ins	-12,162.53
B1440.4	Engineers-Contractual	-10,890.00
DB5112.2	Permanent Improvements-Capital Outlay	-2,091.49
DB9060.8	Unemployment Insurance-Hospital & Medical Ins	-14,817.69

RESOLUTION # 85 of 2014 – Pay Increase Effective Dates beginning January 2015

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

ALL AYES - MOTION CARRIED

RESOVLED, that any pay increases due to employees/elected officials shall be reflected in the first full pay period of the 2015 budget year.

RESOLUTION # 86 of 2014 – Amendment to the 2015 Budget

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

ALL AYES - MOTION CARRIED

RESOLVED, that the 2015 Budget of the Town of Pembroke be amended to add a Sewer District #2 budget line and to allocate \$20,145.00 to be budgeted in the Sewer District #1 budget line for its proportionate share of interest to be paid by Sewer District #1 on the Revenue Anticipation Note and; **BE, IT FURTHER**

RESOLVED to allocate \$4,151.00 to the newly created Sewer District #2 budget line for its proportionate share of interest to be paid by Sewer District #2 on the Revenue Anticipation Note and \$871.23 to be allocated to Water District #2 budget line for the proportionate share of that District's repayment to Town of Newstead.

RESOLUTION # 87 of 2014 – Payment of Abstract #12

On **MOTION** of Councilman Sformo, seconded by Councilman DeWind, the following **RESOLUTION** was **ADOPTED** by roll call vote: 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 # 12 of 2014.

RESOLUTION # 88 of 2014 – Payment of Abstract #11b

On **MOTION** of Councilman Sformo, seconded by Councilman DeWind, the following **RESOLUTION** was **ADOPTED** by roll call vote: 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 # 11b of 2014.

COMMITTEE REPORTS

Councilman DeWind – Mr. DeWind reported that the contractors are ordering the supplies needed to repair the doors, and windows in the rear of the Town Hall and the insulation in the front offices should be done next week.

Councilman Sformo – Mr. Sformo said he is working to get signs made and placed throughout the town for the “Right to practice farming and forestry”.

Mr. Sformo said the Village of Corfu office is in need of office cleaning. Mr. Worth will look into the ARC as they are already in the building to clean the Court offices, court room and bathrooms.

Mr. Sformo said he received a quote from Brier Hill for the construction of a building over the sewer pump station on Main Road. The quote was \$29,500.00.

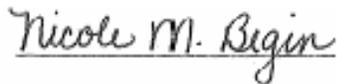
Mr. Sformo said National Fuel dug the flower bed up at the Community Center a few weeks back because of a gas smell issue. Mr. Sformo asked the board to consider putting decorative stone down instead of covering it back up with dirt.

Mr. Sformo expressed his thanks to the Corfu-Pembroke Community Band for the Christmas CD and for providing the community with their Christmas concert.

On **MOTION** of Councilman DeWind, seconded by Councilman Worth to adjourn the meeting at 7:36 P.M.

ALL AYES – MOTION CARRIED.

Respectfully submitted,



Nicole M. Begin, Town Clerk

THESE MINUTES ARE A DRAFT ONLY OF THE TOWN BOARD MEETING OF DECEMBER 10, 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.

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