

**MINUTES** of the first **Regular Meeting** of the month of the Pembroke Town Board held on **February 11, 2015** at the Pembroke Town Hall, 1145 Main Road, Corfu, New York.

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

OTHERS PRESENT: Nicole M. Begin, Town Clerk; Stephen Stocking, Highway Superintendent; Tom Schneider, Planning Board Chairman; Nathan Witkowski, ZBA Chairman; Deborah Conti, Assessor; Dave Bielec, Village Deputy Mayor; Ken Lauer, Village of Corfu Trustee; Sandy Thomas, Village Clerk; Al Graham, Camden Group; Ed Beideck; Jenny Eck; Tony Kutter; Greg Brockway.

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

Councilman Arnold gave the invocation and Supervisor Lawrence led the Pledge to the Flag.

**PUBLIC PARTICIPATION** ~ Al Graham from Camden Group informed the board that the manhole covers for the sewer line at the corners of Main and Alleghany Roads have been replaced with vented manhole covers to alleviate the odor that has been occurring inside of the Town hall. The pump station has also been adjusted. The engineers believe that once Yanceys Fancy is hooked in to the sewer line and there is more flow the odor should disappear. The board decided to see if these actions will correct the problem before taking the next step. Supervisor Lawrence thanked Al Graham for all of his hard work with this issue. Highway Superintendent Stocking will look at plowing the pump stations.

Mr. Graham asked if the boards would get together to decide how to proceed and who will pay for items like the manhole covers and plowing of the pump stations. Councilman Sformo said it may be something that the board should seek council on and asked if Mr. Graham could write up a list of any items outside the normal scope of the sewer maintenance so the boards could work on getting that resolved.

Mr. Kutter said he was here representing the Corfu Library and is trying to stay informed about the possible village dissolution and how it could affect the library.

Mr. Kutter also asked the board to improving the site on Main Road owned by Lou Visone. The board asked Mr. Schneider to get together with the zoning officer and see if anything can be done to improve the property.

### **APPROVAL OF MINUTES**

On **MOTION** of Councilman Sformo, seconded by Councilman Arnold, to approve the minutes of the first Regular Meeting January 14<sup>th</sup>, 2015 and the second Regular Meeting January 22<sup>nd</sup>, 2015.

ALL AYES - MOTION CARRIED.

## **DEPARTMENT REPORTS**

### **ASSESSOR** – Deborah Conti

- Mrs. Conti reported that Yanceys Fancy is almost ready to ask for their certificate of occupancy. At that point there will be an assessment value placed on the building. The value for 2015 will be a non-complete value. Mrs. Conti said she will use an outside consultant to give an estimated value on the property in 2016. Mrs. Conti said the Town of Darien used the same process for the valuation process at Darien Lake. She also would be happy for any input from the Town Board on the process. Mrs. Conti also asked the board to assign sewer units for the Yanceys fancy building as soon as it was possible.

### **PLANNING BOARD** – Thomas Schneider

- Mr. Schneider said that there was no planning board meeting held in January. The Planning Board will have a meeting in February for a site plan review. The review is for tower at the Yanceys Fancy Main Road site.
- Mr. Sformo asked how the new people on the Planning and ZBA boards are working out and Mr. Schneider said they are working out well.

### **ZONING BOARD OF APPEALS** – Nathan Witkowski

- Mr. Witkowski said a ZBA meeting was held in January to look at the tower that Yanceys Fancy would like to install on the their new building. The tower would enable them to communicate with their other building on Main Road. After review the ZBA felt that this fell under more of an antenna according to the zoning law than a communications tower and felt that a variance was not needed.
- Mr. Sformo said that he appreciates Mr. Schneider and Mr. Witkowski doing what they can with their boards to help people with their projects.

### **HIGHWAY** – Stephen Stocking

- Mr. Stocking said he is working with FEMA with the help of Councilman Worth to apply for FEMA money from the November storm.
- Mr. Stocking reminded the board that he would like to purchase a new plow truck to replace the 2001 Mac truck which it the oldest one in the fleet.

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

- The January monthly reports have been submitted and filed. Justice O'Connor collected \$31,713.00 in fines; Justice Mileham collected \$18,323.00 in fines. The state will submit a bill for their portion.

### **ZONING & CODES ENFORCEMENT** – Charles Reid

- The monthly report has not been submitted.

TOWN CLERK – Nicole M. Begin

- Monthly report submitted and filed.
- Mrs. Begin provided the Town Board with a report for Tax Collection for the month of January.
- Mrs. Begin informed the board that she will be applying to become a Register Municipal Clerk (RMC). The RMC program was established to recognize educational and professional accomplishments in preparation for a Municipal Clerk career. The program serves to promote the continued education of Municipal Clerks to enable clerks to better serve their Boards and Community. Should she be granted her RMC the Town Board and the Batavia Daily News would be notified by the New York State Town Clerks Association.
- Mrs. Begin said in March she will be asking the board for approval to attend the New York State Town Clerks Conference. The Conference will be held in April in Rochester, NY.
- Mrs. Begin said she received a call from a resident on Gabbey Road regarding the flag that marks his fire hydrant. The resident stated the flag was no longer there and that he tries to shovel around the hydrant to help the fire fighters. The resident had called Monroe County Water Authority but they said this is not something they provide. Mr. Stocking will place a call to find out how to get the flag replaced.

SUPERVISOR – Annie Lawrence

- Mrs. Lawrence thanked all those involved in trying to correct the odor issue at the Town Hall.
- Mrs. Lawrence said she met with Engineer Tom Carpenter from Clark Patterson Lee on January 29th. Mr. Carpenter brought the Supervisor up to speed on what the engineers have been working on in the Town and what future opportunities are available to the Town.
- Mrs. Lawrence said that the next GAM meeting is scheduled for Thursday February 19<sup>th</sup> and the discussion will be about property tax freeze and renewal of the sales tax agreement. This will be a very informative meeting and she urges everyone to attend. The meeting will be held at the Town of Batavia.
- Mrs. Lawrence has been working with Tompkins for the employee healthcare and gave the board information for two options available to the employees. She said we have the opportunity to enroll in a new and improved plan through Blue Cross and Blue Shield. Mrs. Lawrence asked the board to look it over and let her know as soon as possible how they would like to proceed. The enrollment must be made by March 15<sup>th</sup> for the April first start date. The board discussed the plans, options, and deductibles. The board said they would like to meet with Joanne McInerney from Tompkins at the February 26<sup>th</sup> meeting to discuss further before a decision is made.
- Mrs. Lawrence said the employee personnel files have been reviewed and her secretary is making sure all paperwork is in order.

## **SPECIAL ASSIGNMENT**

1. Village Dissolution Study ~ Dave Bielec handed out information regarding the progress being made by the dissolution committee. The information showed any potential money that could come to the Town should the village dissolve. It showed revenue from sales tax that the village now receives from Genesee County. Mr. Bielec reviewed the information with the Town Board and asked if the Town Board would re-evaluate their decision to set up special districts for village services if the village were to dissolve. Mrs. Lawrence asked about information regarding the maintenance of the village roads. Mr. Bielec said CHIP's money in 2014 was used to repair sidewalks. Mr. Beideck said that when the County renews the sales tax revenue agreement with the Towns and Villages he does not believe there will be a change. Mr. Beideck said the formula for the agreement has been the same for the last 15 years and believes that many small towns and villages in the County depend on that revenue to function and it would be a difficult situation for the County to change the formula. Mr. Bielec said that the next dissolution committee meeting is scheduled for February 19<sup>th</sup>.

## **COMMITTEE REPORTS**

**Councilman Arnold** – Mr. Arnold said that he, Mr. Worth and Mr. DeWind met with Brad Buyers from County Line Stone to discuss the proposed reconfiguration of the Town Road. Mr. Arnold will have a report for the board at the next meeting. Mrs. Lawrence said that in Niagara County the board created a committee of residents to get more involved in the knowledge of the operation of Lafarge Lockport Quarry. Brad Buyers asked Mrs. Lawrence about the proposal of the creation of a committee selected by the Town Board to become knowledgeable of County Lines operation. The board could chose people by application. Mr. Buyers would really like to work with the Town. There will be more discussion at the next meeting.

Mr. Arnold said he is working on setting up something up with the YMCA about the possibility of taking over the Joint Youth Program.

**Councilman Sformo** – Mr. Sformo said he sent the board an email with a resolution adopted by the Village board on February 10<sup>th</sup> giving the truck stops approval to connect to the Village sewer plant. Mr. Sformo will let the truck stops know that the Town Board is still working on this if they are still interested in hooking in. Mr. Sformo is also working with Clark Patterson to plan the expansion and keep costs down.

## **RESOLUTIONS**

**RESOLUTION # 25 of 2015** – Purchase of truck chassis & hoist body

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; Supervisor Lawrence, AYE.  
ALL AYES - MOTION CARRIED

**WHEREAS** the Town Board of the Town of Pembroke authorized Highway Superintendent Stephen Stocking to purchase a new truck chassis and hoist body off of State contract to replace the 2001 truck, the oldest truck in the Town's fleet; and

**WHEREAS** the purchase price for a complete package is not to exceed \$211,000.00; **NOW, THEREFORE BE IT**

**RESOLVED**, that the Town Board authorizes Highway Superintendent Stephen Stocking to purchase from State contract one (1) 2016 Mack 10 Wheeler truck chassis and hoist body. Said purchase is subject to 30 day permissive referendum.

**RESOLUTION # 26 of 2015 – Service Agreement - PestRx**

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; Supervisor Lawrence, AYE.  
ALL AYES - MOTION CARRIED

**RESOLVED**, the Town of Pembroke Town Board, authorizes the Town of Pembroke Supervisor to sign the service agreement for four (4) applications totaling \$700.00 for the 2015 calendar year, with Pest Rx, 4752 Shisler Road, Clarence, New York 14031 for the scheduled pest control at the Town Hall located at 1145 Main Road., Corfu, New York 14036, and the Community Center located at 116 E. Main Street Corfu, New York 14036.

**RESOLUTION # 27 of 2015 – Payment of Abstract**

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; Supervisor Lawrence, AYE.  
ALL AYES - MOTION CARRIED

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

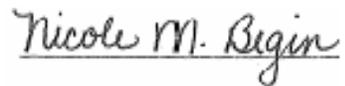
**WHEREAS**, these payments are within the normal scope of the 2014 & 2015 working budgets, and create no additional cost to the Town of Pembroke; **NOW, THEREFORE BE IT**

**RESOLVED**, That the Town of Pembroke hereby authorizes the Supervisor to make the appropriate payments contained within abstract # 32 of 2014 and # 3 of 2015.

On **MOTION** of Councilman Worth, seconded by Councilman Arnold to adjourn the meeting at 8:25 P.M.

ALL AYES – MOTION CARRIED.

Respectfully submitted,

A handwritten signature in cursive script that reads "Nicole M. Begin". The signature is written in dark ink and is positioned above the typed name.

Nicole M. Begin, Town Clerk

THESE MINUTES ARE A DRAFT ONLY OF THE TOWN BOARD MEETING OF FEBRUARY 11, 2015 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.