

MINUTES of the first **Regular Meeting** of the month of the Pembroke Town Board held on **December 7, 2015** at the Pembroke Town Hall, 1145 Main Road, Corfu, New York.

PRESENT: Annie Lawrence, Supervisor
Peter G. Sformo, Deputy Supervisor
John J. Worth, Councilman

ABSENT: Edward G. Arnold, Jr., Councilman
Gary L. DeWind, Councilman

OTHERS PRESENT: Nicole M. Begin, Town Clerk; Stephen Stocking, Highway Superintendent; Deborah Conti, Assessor; Tom Schneider, Planning Board Chairman.

The meeting was called to order at 7:03 P.M.

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

PUBLIC PARTICIPATION ~ None

APPROVAL OF MINUTES

On **MOTION** of Councilman Sformo, seconded by Councilman Worth, to approve the minutes of the Meeting of November 19th.

ALL AYES - MOTION CARRIED.

DEPARTMENT REPORTS

ASSESSOR – Deborah Conti

- Mrs. Conti reported that her department has sent out all the 2016 renewals for Senior STAR and farm exemptions. They are due back to her office by March 1st.
- The NY State income limit increases a little each year but has not changed for Genesee County in twelve years.

PLANNING BOARD – Thomas Schneider

- Mr. Schneider reported that the Genesee County Planning board disapproved the Dollar General in November. The Town Planning board approved it pending NY State DOT approval.
- The ZBA granted Dollar General a height variance for a sign but the builder is asking for one more foot in height than what was previously requested. The ZBA will hear it again in December. One letter was received concerning the Dollar General from a neighboring resident and it was regarding runoff from the parking lot. The builder said all runoff would be contained and filtered underground and released through a six inch pipe so there would not be a concern for flooding or contamination. Councilman Sformo suggested that something be put in writing in the approval stipulating that proper installation and maintenance of runoff take place.
- The ZBA also reviewed a land separation but it was not approved because the applicant did not submit the proper documentation. The ZBA will hear it again in December.

ZONING & CODES ENFORCEMENT – Charles Reid

- The monthly report is submitted and filed.

ZONING BOARD OF APPEALS – Nathan Witkowski

- Written report given and conveyed by Planning Board Chairman Tom Schneider.

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

- The November monthly reports have not yet been submitted.

HIGHWAY – Stephen Stocking

- Mr. Stocking said he met with Pat Reinhold from NYS DOT regarding the snow and ice contract. He will have more information at the Workshop meeting in December.
- Highway employee Aaron Swable built a pusher blade for use on the tractor that will be kept at the Corfu Fire Hall to plow that parking lot. It will lighten the load on the small pickup truck.

TOWN CLERK – Nicole M. Begin

- Monthly report submitted and filed.
- Mrs. Begin reported that hunting license sales were down in 2015. The total license sales in 2014 were \$18,075.00 and \$15,117.00 in 2015. Of this, the town made \$939.21 in 2014 and \$831.27.
- Matt Washington asked if his Boy Scout troop could do spring cleanup at the Town Park. The only thing they ask is that the town provides the garbage bags. The board agreed to have them do spring cleanup.
- Mrs. Begin reported that the push bar on the kitchen door at the Community Center is sticking. Councilman Worth will have it looked at.
- Mrs. Begin also reported that the Christian Youth Corp. will come to a January meeting to discuss a house they are building with the Town Board.

SUPERVISOR – Annie Lawrence

- Mrs. Lawrence said that there was a grant announcement from FEMA for the fire departments and there are also grants for the library. She asked the Town Board if she could have J. O’Connell look into these grants for those entities. The Councilmen said that as long as J. O’Connell does not charge the Town for these services they wouldn’t have a problem with them working on that.
- Mrs. Lawrence had a meeting with the school and grant writers regarding the building of a highway/bus facility. The park location will not work due to wetland issues so they are looking into other locations. The next meeting will be at 4:00pm on December 22nd.
- Assemblyman Stephen Hawley was at the Town Hall on December 5th to speak with constituents. He spoke about gun control, mental health, Sheldon Silver. There were several people in attendance. The petitions for the necessity of turning arrows at Route 5 and Route 77 Intersection and a consistent speed limit on Route 5 were given to him at that time.

- Supervisor Lawrence spoke to Dawn Kuras from Rural Development regarding money available through USDA for water districts. The funding is dependent on income levels.
- Attorney Mark Boylan told Mrs. Lawrence that the two lots that the town would like to sell have been surveyed.

COMMITTEE REPORTS

Councilman Sformo – Mr. Sformo said that he believes that the Town should begin to look into solar power for the Town Hall and Community Center.

Mr. Sformo received a letter from a resident on Genesee Street requesting water. The board asked that Councilman Worth contact the resident to discuss further. The board also discussed the request made for water in the same district in 2012.

Mr. Sformo said that it is time to remodel the men's bathroom at the Community Center.

Mr. Sformo attended the Pembroke Corfu Community Band's Christmas Concert held on December 5th at Pembroke Community Center. He said it was well attended and that the Community Band is celebrating 30yrs. The original founder was in attendance and also conducted a few pieces. Mr. Sformo said that it is a wonderful thing to have in our Town and he hopes that the Town will continue to support them.

Councilman Worth – Mr. Worth said he and Councilman Arnold have not had a chance yet to speak with Cohen group about them working on the Time Warner Franchise agreement for the town.

RESOLUTIONS

RESOLUTION # 83 of 2015– Association of Towns Newly Elected Officials Training

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

WHEREAS the Association of Towns of the State of New York is holding its Newly Elected Officials Training on January 6 – 8, 2016 in Rochester, NY; and,

WHEREAS newly elected Supervisor John J. Worth and Councilwoman Katherine Manne has requested permission to attend; and

WHEREAS the cost for this meeting is included in the 2016 budget; **NOW, THEREFORE, BE IT**

RESOLVED that the above mentioned newly elected officials be authorized to attend the Association of Towns training on January 6 – 8, 2016.

On **MOTION** of Councilman Worth, seconded by Councilman Sformo, the following **RESOLUTION** was **TABLED**.

ALL AYES – MOTION CARRIED

RESOLUTION # 84 of 2015 – Organizational Meeting

WHEREAS the Town Board is required to have an Organizational Meeting, as per section 4.2 d of Town Law, for 2016; **BE IT**

RESOLVED that the Town Board of the Town of Pembroke will hold said Special Meeting on In January, date to be announced, for the purpose of organizing and conducting any business of the Town that is appropriate at that time.

RESOLUTION # 85 of 2015 – 2016 Approval of Official Undertaking/Performance Bond

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

ALL AYES – MOTION CARRIED

RESOLVED that the Town Board of the Town of Pembroke do hereby approve the attached undertaking or bond as to its form, manner of execution, amount and sufficiency thereof, and to the sureties named thereon. Said undertaking or bond shall be conditioned that the collector of the taxes shall well and truly keep, pay over and account for all moneys and property coming into her/his hands as such collector.

RESOLUTION # 86 of 2015 – Payment of Abstract

On **MOTION** of Councilman Worth, seconded by Councilman Sformo, the following **RESOLUTION** was **ADOPTED** by roll call vote: Councilman Worth, AYE; Councilman Sformo, 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 2015 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 # 23 of 2015.

RESOLUTION # 87 of 2015 – Code Enforcement Officer Agreement between the Town of Pembroke and the Town of Batavia

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

WHEREAS the Town of Batavia and the Town of Pembroke entered into a Code Enforcement Officer Agreement in February 2007; and

WHEREAS the agreement addresses the need for each party to have its Codes enforced during periods when its Enforcement Officers are unavailable due to illness, vacation and other absences. **NOW, THEREFORE, BE IT**

RESOLVED, pursuant to Article 5-G of the General Municipal Law, the Pembroke Town Board wishes to re-enter into a two year agreement, January 1st, 2016 to December 31, 2017, between the Town of Batavia and the Town of Pembroke for Code Enforcement coverage (agreement attached); and **BE IT FURTHER**

RESOLVED, the Pembroke Town Board hereby authorizes the Supervisor to execute the aforementioned agreement.

RESOLUTION # 88 of 2015 – Route 5 and Route 77 Intersection necessity for turning arrows and consistent speed limit

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

WHEREAS due to the large volume of traffic through this intersection in Corfu, New York, it is a safety concern for residents and visitors to have safety for all motorists, pedestrians and bicyclists; and

WHEREAS visibility is reduced in all directions due to land elevation and the time of day (sunrise or sunset) increases poor visibility; and

WHEREAS school property near this intersection raises another safety worry; and

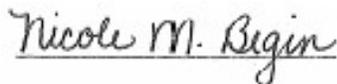
WHEREAS the Town Board feels an appropriate solution may be money well spent to install arrows for turning lanes; and

WHEREAS the Town Board agrees that a decrease in speed limit to forty five mph consistent along Route 5 from the Town Office building to Thruway underpass (approximately 1 mile) will also improve safety conditions. **NOW, THEREFORE, BE IT**

RESOLVED, that the Town Board is in support of a decrease in speed limit on Route 5 and turning arrows at the intersection of Route 5 and Route 77 and strongly urge approval by the State of New York Department of Transportation.

On **MOTION** of Councilman Sformo, seconded by Councilman Worth to adjourn the meeting at 7:56 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 7, 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.