

MINUTES of the **second Regular Meeting** of the month of the Pembroke Town Board held on **January 26, 2017** at the Pembroke Town Hall, 1145 Main Road, Corfu, New York.

PRESENT: John J. Worth, Supervisor
Edward G. Arnold, Jr., Deputy Supervisor
Kathleen Manne, Councilwoman
Thomas Dix, Councilman
K. Warren, Clark, Councilman

OTHERS PRESENT: Nicole M. Begin, Town Clerk; Stephen Stocking, Highway Superintendent; Tom Schneider, Planning and Zoning; Scott Turner and Adam Schafer, Highway Department; Colby Sanner, James Reinhardt, Norm Waff, Jamie Waff and Ron Tyx-Pembroke Fire District.

Supervisor Worth called the meeting to order at 6:06 P.M.

OLD BUSINESS

Sewer Project – Supervisor Worth has been working on how to move forward with an expansion of the sewer plant and what funding options are available.

NYS DOT Snow and Ice repayment and Contract – The NYS DOT notified the town that they overpaid the town approximately \$140,000.00 and are requesting repayment. They claim they paid us based on numbers from the previous year (2014) in which there was more snow. A new contract has been received.

Summer Youth Supplies to school – Supervisor Worth suggested that the Joint Youth supplies be donated to the school. The board agreed to donate them to the school.

Grant for Loader from NY State through J O’Connell – Supervisor Worth said the Town received notice they were awarded the grant to purchase a new loader.

Insurance Meeting – Supervisor Worth and Councilman Clark met with Joe Teresi from Tompkins to review the new insurance policies for 2017. The insurance coverage is \$19.00 less this year.

Fire Alarms at Committee Center – Councilman Clark and Councilman Dix are working on obtaining proposals for the fire alarm systems at the town buildings. So far they have received two quotes.

COMMITTEE REPORTS

Tom Schneider – Mr. Schneider said that the Planning Board and County Planning voted and agreed on a change to the Town Zoning Law which add a use to allow “Animal care and training facility”. The change would still require each request to be heard on a case by case basis, would require a special use permit and would be considered a home occupation.

There are 3 people interested in being on the Planning Board and ZBA. The committee will review them and have resolutions to appoint at the February Town Board meeting.

Councilwoman Manne – Mrs. Manne forwarded a copy of the approved draft handbook to the Town Clerk. Mrs. Begin will make copies and forward to the departments for review and suggestions/comments.

Councilman Dix & Councilman Clark – Mr. Dix and Mr. Clark received a couple quotes from fire alarm companies and are working to get the system online with a new company since D&D will no longer provide the service. They will have more information in February.

Mr. Dix attended the GAM meeting in January and said much of the discussion was on water expansion throughout Genesee County and sales tax and how they play into each other.

Highway Superintendent Stocking – Mr. Stocking said there is a resolution to approve the county Snow and Ice agreement. Mr. Stocking plans on paving Angling Road this summer. The last time it was worked on was in 2004.

Mr. Stocking said that we have been having problems with the gas pumps and billing program. The system was installed 26 years ago and the computer program will only work on a Windows XP program and nothing newer. The company who installed now offers a server based program and new system at the pumps and quoted the Town \$13,000.00 in September for the upgrades. The board discussed and agreed that the system needs upgrading. There will be a resolution at the next board meeting.

Supervisor Worth – Mr. Worth said that the Exit lights are not working and the town was written up. He and Taylor McCabe from McCabe Enterprises looked them over and new parts have been ordered to get them working properly.

Town Clerk Nicole Begin – Mrs. Begin said that our CPP Payroll can provide the Town all the necessary state and federal labor law posters. The fee would \$75.00 up front and a monthly charge of \$6.00 to provide us with any and all updates as soon as they become effective.

A **MOTION** was made by Councilman Arnold, seconded by Councilman Clark to have CPP provide the Towns Labor Law posters for a cost of \$75.00 up front and a monthly charge of \$6.00.

ALL AYES – MOTION CARRIED

RESOLUTIONS

RESOLUTION # 2 of 2017 – Payment of Abstract

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 2016 & 2017 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 # 24 of 2016 and # 1 of 2017.

Motion: Councilman Arnold

Second: Councilman Dix

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

RESOLUTION # 3 of 2017 – Approval of acquisition of an Easement by the Monroe County Water Authority Pursuant to §1096(6-A) Of New York’s Public Authorities Law – 9070 S. Lake Road

WHEREAS, the Monroe County Water Authority (“Authority”) is responsible for the existing water main that provides water service to 9070 S. Lake Road located, in the Town of Pembroke; and

WHEREAS, the acquisition of one (1) easement is necessary for the operation, maintenance and future replacement of the water main; and

WHEREAS, the easement, is located along the frontage of 9070 S. Lake Road (Tax Acct. No. 22.-1-10.222), which is owned by Marc M. Cerasani and is approximately 221’ x 15’; and

WHEREAS, the acquisition is necessary to allow for the operation, maintenance and future replacement water main which will allow the Water Authority to continue to provide potable water supply and fire protection to this property and the property owner has agreed to voluntarily grant the easement to the Water Authority; and

WHEREAS, §1096(6-a) of New York’s Public Authorities Law requires the Water Authority to obtain the prior approval of the above-referenced acquisition by the Town Board; **NOW, THEREFORE, BE IT**

RESOLVED, that the Town hereby approves of the Water Authority’s voluntary acquisition of easements over 9070 S. Lake Road in accordance with §1096(6-a) of the New York Public Authorities Law; and **BE IT FURTHER**

RESOLVED that a copy of this resolution be provided to the Monroe County Water Authority.

Motion: Councilwoman Manne

Second: Councilman Dix

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

RESOLUTION # 4 of 2017 – Approval of acquisition of an Easement by the Monroe County Water Authority Pursuant to §1096(6-A) Of New York’s Public Authorities Law – 8331 Allegheny Road

WHEREAS, the Monroe County Water Authority (“Authority”) is responsible for the existing water main that provides water service to 8331 Allegheny Road located, in the Town of Pembroke; and

WHEREAS, the acquisition of one (1) easement is necessary for the operation, maintenance and future replacement of the water main; and

WHEREAS, the easement, is located along the frontage of 8331 Allegheny Road (Tax Acct. No. 10.-1-28), which is owned by Ronald M. Markek and is approximately 292’ x 15’; and

WHEREAS, the acquisition is necessary to allow for the operation, maintenance and future replacement water main which will allow the Water Authority to continue to provide potable water supply and fire protection to this property and the property owner has agreed to voluntarily grant the easement to the Water Authority; and

WHEREAS, §1096(6-a) of New York’s Public Authorities Law requires the Water Authority to obtain the prior approval of the above-referenced acquisition by the Town Board; **NOW, THEREFORE, BE IT**

RESOLVED, that the Town hereby approves of the Water Authority’s voluntary acquisition of easements over 8331 Allegheny Road in accordance with §1096(6-a) of the New York Public Authorities Law; and **BE IT FURTHER**

RESOLVED that a copy of this resolution be provided to the Monroe County Water Authority.

Motion: Councilman Clark

Second: Councilman Dix

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

RESOLUTION # 5 of 2017 – Approval of acquisition of an Easement by the Monroe County Water Authority Pursuant to §1096(6-A) Of New York’s Public Authorities Law – 283 Main Road

WHEREAS, the Monroe County Water Authority (“Authority”) is responsible for the existing water main that provides water service to 283 Main Road and 0 Main Road located, in the Town of Pembroke; and

WHEREAS, the acquisition of one (1) easement is necessary for the operation, maintenance and future replacement of the water main; and

WHEREAS, the easement, is located along the frontage of 283 Main Road and 0 Main Road (Tax Acct. No. 14.-1-77.2 and 14.-1-77.12), which is owned by Jeffrey R. Batt and Brenda J. Batt and is approximately 491' x 15'; and

WHEREAS, the acquisition is necessary to allow for the operation, maintenance and future replacement water main which will allow the Water Authority to continue to provide potable water supply and fire protection to this property and the property owner has agreed to voluntarily grant the easement to the Water Authority; and

WHEREAS, §1096(6-a) of New York's Public Authorities Law requires the Water Authority to obtain the prior approval of the above-referenced acquisition by the Town Board; **NOW, THEREFORE, BE IT**

RESOLVED, that the Town hereby approves of the Water Authority's voluntary acquisition of easements over 283 Main Road and 0 Main Road in accordance with §1096(6-a) of the New York Public Authorities Law; and **BE IT FURTHER**

RESOLVED that a copy of this resolution be provided to the Monroe County Water Authority.

Motion: Councilman Dix

Second: Councilman Clark

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

RESOLUTION # 6 of 2017 - Approval of acquisition of an Easement by the Monroe County Water Authority Pursuant to §1096(6-A) Of New York's Public Authorities Law – 9247 South Lake Road

WHEREAS, the Monroe County Water Authority ("Authority") is responsible for the existing water main that provides water service to 9247 South Lake Road located, in the Town of Pembroke; and

WHEREAS, the acquisition of one (1) easement is necessary for the operation, maintenance and future replacement of the water main; and

WHEREAS, the easement, is located along the frontage of 9247 South Lake Road (Tax Acct. No. 22.-1-55.12), which is owned by Todd Peterson and Eileen Peterson and is approximately 281' x 15'; and

WHEREAS, the acquisition is necessary to allow for the operation, maintenance and future replacement water main which will allow the Water Authority to continue to provide potable water supply and fire protection to this property and the property owner has agreed to voluntarily grant the easement to the Water Authority; and

WHEREAS, §1096(6-a) of New York's Public Authorities Law requires the Water Authority to obtain the prior approval of the above-referenced acquisition by the Town Board; **NOW, THEREFORE, BE IT**

RESOLVED, that the Town hereby approves of the Water Authority's voluntary acquisition of easements over 9247 South Lake Road in accordance with §1096(6-a) of the New York Public Authorities Law; and **BE IT FURTHER**

RESOLVED that a copy of this resolution be provided to the Monroe County Water Authority.

Motion: Councilman Clark

Second: Councilman Arnold

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

RESOLUTION # 7 of 2017 - Approval of acquisition of an Easement by the Monroe County Water Authority Pursuant to §1096(6-A) Of New York's Public Authorities Law – 2282 Angling Road

WHEREAS, the Monroe County Water Authority ("Authority") is responsible for the existing water main that provides water service to 2282 Angling Road located, in the Town of Pembroke; and

WHEREAS, the acquisition of one (1) easement is necessary for the operation, maintenance and future replacement of the water main; and

WHEREAS, the easement, is located along the frontage of 2282 Angling Road (Tax Acct. No. 21.-1-80.212), which is owned by Steven Kleckler and is approximately 347' x 15'; and

WHEREAS, the acquisition is necessary to allow for the operation, maintenance and future replacement water main which will allow the Water Authority to continue to provide potable water supply and fire protection to this property and the property owner has agreed to voluntarily grant the easement to the Water Authority; and

WHEREAS, §1096(6-a) of New York’s Public Authorities Law requires the Water Authority to obtain the prior approval of the above-referenced acquisition by the Town Board; **NOW, THEREFORE, BE IT**

RESOLVED, that the Town hereby approves of the Water Authority’s voluntary acquisition of easements over 2282 Angling Road in accordance with §1096(6-a) of the New York Public Authorities Law; and **BE IT FURTHER**

RESOLVED that a copy of this resolution be provided to the Monroe County Water Authority.

Motion: Councilman Arnold

Second: Councilman Dix

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

RESOLUTION # 8 of 2017 – Municipal Agreement – New York State DOT Extension of Snow & Ice Agreement D009745

WHEREAS, the Town of Pembroke approved the Snow & Ice Contract No. D009745 between the State of New York and the Town of Pembroke for snow and ice control; and

WHEREAS the present term of the Agreement, as extended, expires on June 30, 2018 unless further extended; **NOW, THEREFORE, BE IT**

RESOLVED, that the Town Board of the Town of Pembroke hereby authorizes the Supervisor to sign the “Agreement to Extend Indexed Lump Sum Municipal Snow and Ice Agreement” between the New York State Department of Transportation and the Town of Pembroke for the with a new expiration date of June 30, 2019.

Motion: Councilman Clark

Second: Councilman Arnold

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

RESOLUTION # 9 of 2017 – Joint Agreement of Snow & Ice and Mowing on County Roads

WHEREAS, Section 135-A of the Highway Law provides that the County Superintendent of Highways may contract with the Town Superintendent for the control of ice and snow on county highways and the cutting of noxious weeds within the bounds of the county highways subject to the approval of each of the Legislative bodies of said County and Town, and

WHEREAS, The Town is willing to perform the work of such control of ice and snow and the cutting of weeds upon such terms, rules and regulations as are contained herein and deemed by the County Superintendent of Highways to be for the best interests of the people of Genesee County, and

WHEREAS, this **Agreement shall be for two (2) years** commencing January 1, 2017 and at the expiration of each year of the term specified herein, as such term any be extended as herein provided, the Town shall notify the County Superintendent either that it requests, with the approval of the County Superintendent that the term of the Agreement be extended for one year, or that it intends not to extend the Agreement, in which case, the Agreement shall expire at the end of the two-year term. If the Town fails to notify the County Superintendent as herein provided, it shall be deemed that the Town intends not to extend the term of this Agreement, **NOW, THEREFORE, BE IT**

RESOLVED, that the Town Board authorizes the Highway Superintendent to sign the joint agreement of Snow & Ice and Mowing on County Roads.

Motion: Councilman Dix

Second: Councilwoman Manne

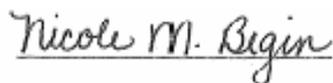
Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

On **MOTION** of Councilman Dix, seconded by Councilman Arnold to adjourn the meeting at 8:07 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 JANUARY 26, 2017 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.