

MINUTES of the **Meeting** of the Pembroke Town Board held on **November 9th, 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

ABSENT: K. Warren, Clark, Councilman

OTHERS PRESENT: Nicole M. Begin; Town Clerk; Stephen Stocking, Highway Superintendent; Deborah Conti, Assessor.

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

PUBLIC PARTICIPATION ~ None

APPROVAL OF MINUTES

On **MOTION** of Councilman Arnold, seconded by Councilman Dix, to approve the minutes of the meetings of October 12th and October 26th, 2017.
ALL AYES - MOTION CARRIED.

DEPARTMENT REPORTS

ASSESSOR – Deborah Conti

- Mrs. Conti said an update was sent to LUCA for the 2020 census with a listing of the number of units of residence per household or apartment building.
- There is a company that is expressing interest in putting up 12 large scale windmills in the Towns of Pembroke and Darien. She and the zoning department will gather more information as it becomes available.

ZONING & CODES ENFORCEMENT – Charles Reid & Tom Schneider

- Monthly report submitted and filed.

HIGHWAY – Stephen Stocking

- Mr. Stocking said the insurance money was received for the 1997 tractor/mower that burned up. He would like to place the order for a new tractor on state bid to be paid for and delivered in 2018.

TOWN CLERK – Nicole M. Begin

- Monthly report submitted and filed.
- Mrs. Begin is preparing for the upcoming tax collection season.

PLANNING BOARD – Thomas Schneider

- No report.

ZONING BOARD OF APPEALS – Terrance Daniel

- The October ZBA meeting was cancelled due to lack of agenda items.

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

- The October 2017 monthly reports have not yet been submitted.

SUPERVISOR – John Worth

- Mr. Worth attended a Genesee County Legislature meeting in Batavia regarding their budget.
- Joseph F. Niezgoda III from WNY Insurance Agency will attend our December 14th meeting to talk about quote out the Town insurance.
- Gordon Dibble was invited to meet with the Town in 2018 to meet the board.
- Mr. worth suggested the that Town Thank Mike Davis for representing the Town as a County Legislator. The board will get something to him to thank him.
- There are more WQIP (Water Quality Improvement Project) grants that may become available and the Town will apply to expand sewer. These grants are to be used to decontaminate water supplies by improving on sewer systems.
- The upcoming water project on Route 77 to set water to the STAMP project will likely start in 2018.

COMMITTEE REPORTS

Councilman Arnold – Mr. Arnold met with Frank Montagna from New Wave Energy. He supplied the board with a cost analysis for electric and gas savings for the Town buildings. Councilman Arnold recommended moving forward with it.

A **MOTION** was made by Councilman Arnold, seconded by Councilman Dix to allow Supervisor Worth to enter the Town into a contract with New Wave Energy to save the Town money on the cost of our electric and gas usage.

ALL AYES – MOTION CARRIED

Councilman Dix – Mr. Dix said he will be meeting with an engineer from Clark Patterson Lee to look at the building to get a plan for rebuilding the highway garage.

Councilwoman Manne – Mrs. Manne will begin looking at a new website design for 2018.

OLD BUSINESS

1. Sewer Project Waste Water Expansion project – Moving ahead with the Village to get the expansion started asap.
2. Corfu Fire Hall Lease – The Board agreed to a four-year lease agreement with a 1% increase the first year, a 2% increase in year two, a 1% increase the year three and a 2% increase in year four.
3. Zoning/Permit Fee updates – Updates were given to the board to review.
4. Grant for Loader from NY State – Still waiting to hear if rewarded.
5. Project Reports (Gazebo/ Dugouts) – Mr. Schneider is working on specs for the gazebo.

RESOLUTIONS

RESOLUTION # 71 of 2017 – 2018 Approval of Official Undertaking/Performance Bond

WHEREAS, the Town is required by law to bond the Tax Collector for the control of tax dollars received and to file the bond on the Tax Collector with the County Clerk prior to tax rolls and bills being picked up; **AND**

WHEREAS that the Tax Collector shall have no more than \$500,000.00 in her control at any time; **NOW, THEREFORE, BE IT**

RESOLVED that the Tax Collector shall be bonded by the Town in the amount of \$500,000.00; and **BE IT FURTHER**

RESOLVED that the Town Board of the Town of Pembroke does hereby approve the attached undertaking or bond as to its form, manner of execution, amount and sufficiency thereof, and to the sureties named thereon and that 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.

Motion: Councilman Arnold

Second: Councilman Dix

Ayes: Arnold, Manne, Dix, Worth

Nays: None

APPROVED by: Unanimous vote (4-0)

RESOLUTION # 72 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 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 # 20 of 2017.

Motion: Councilman Arnold

Second: Councilwoman Manne

Ayes: Arnold, Manne, Dix, Worth

Nays: None

APPROVED by: Unanimous vote (4-0)

RESOLUTION # 73 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 – 751 Main Rd

WHEREAS, the Monroe County Water Authority (“Authority”) is responsible for the existing water main that provides water service to 751 Main Road located, in the Town of Pembroke; and

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

WHEREAS, the easement, is located along the frontage of 751 Main Road (Tax Acct. No. 14.-2-33), which is owned by Melvin Breidenstein and Susan Breidenstein, and is approximately 100’ x 15’ across the entire frontage, 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 easement over 751 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 Arnold

Second: Councilman Dix

Ayes: Arnold, Manne, Dix, Worth

Nays: None

APPROVED by: Unanimous vote (4-0)

RESOLUTION # 74 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 – 8934 S Lake Road

WHEREAS, the Monroe County Water Authority (“Authority”) is responsible for the existing water main that provides water service to 8934 S. Lake Road, located, in the Town of Pembroke; and

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

WHEREAS, the easement, is located along the frontage of 8934 S. Lake Road (Tax Acct. No. 18.-1-67), which is owned by Buffalo Bungalow, Inc., and is approximately 229' x 15' across the entire frontage, 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 easement over 8934 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: Councilman Arnold

Second: Councilman Dix

Ayes: Arnold, Manne, Dix, Worth

Nays: None

APPROVED by: Unanimous vote (4-0)

RESOLUTION # 75 of 2017 – Board of Assessment Review – reappointment of Cheyanne Seelau

WHEREAS the five (5) year term of Cheyanne Seelau as a member of the Board of Assessment Review expired on September 30th, 2017; and

WHEREAS Cheyanne Seelau expressed interest for reappointment to the Board Assessment of Review; **NOW, THEREFORE, BE IT**

RESOLVED that Cheyanne Seelau be reappointed to the Board of Assessment Review to fill the remainder of the five (5) year term expiring September 30, 2022.

Motion: Councilman Arnold
Second: Councilman Dix
Ayes: Arnold, Manne, Dix, Worth
Nays: None
APPROVED by: Unanimous vote (4-0)

RESOLUTION # 76 of 2017 – Zoning Board of Appeals – reappointment of John Kadziolka

WHEREAS the five (5) year term of John Kadziolka will expire on December 31st, 2017; and

WHEREAS John Kadziolka has expressed interest for reappointment to the Zoning Board of Appeals; **NOW, THEREFORE BE IT**

RESOLVED that John Kadziolka be reappointed as a board member to the Zoning Board of Appeals for a five-year term to expire on December 31st, 2022.

Motion: Councilman Arnold
Second: Councilman Dix
Ayes: Arnold, Manne, Dix, Worth
Nays: None
APPROVED by: Unanimous vote (4-0)

RESOLUTION # 77 of 2017 – Zoning Board of Appeals – Appointment of Philip Conti III

WHEREAS the Town Planning Board has a vacancy due to resignation of current member Marie Vaughn; and

WHEREAS a letter was received from Philip Conti III expressing interest in being on the Planning Board; **NOW, THEREFORE BE IT**

RESOLVED that Philip Conti III be appointed as a member of the Planning Board to fill the remaining term of Marie Vaughn with the term expiring December 31st, 2020.

Motion: Councilman Dix
Second: Councilman Arnold
Ayes: Arnold, Manne, Dix, Worth
Nays: None
APPROVED by: Unanimous vote (4-0)

RESOLUTION # 78 of 2017 – Building & Codes Training Attendance

WHEREAS Building Officer's Charles Reid and Thomas Schneider are requesting permission to attend the Niagara Frontier Building Officials Association Education (NFBOA) Conference January 22– 24, 2018 in Cheektowaga, NY; and

WHEREAS the monies are in the 2017 budget; **NOW, THEREFORE, BE IT**

RESOLVED that the Town Board grants permission to Charles Reid and Thomas Schneider to attend the above-mentioned Conference.

Motion: Councilman Dix

Second: Councilman Arnold

Ayes: Arnold, Manne, Dix, Worth

Nays: None

APPROVED by: Unanimous vote (4-0)

RESOLUTION # 79 of 2017 – Order new tractor in 2018

WHEREAS the 1997 Ford 6640 Tractor used for mowing roadsides caught fire in August and

WHEREAS the 1996 Ford 6640 Tractor was covered by insurance and we received a check reimbursement for \$21,982.71 for the loss; **NOW, THEREFORE, BE IT**

RESOLVED that the Town Board authorizes Highway Superintendent Stephen Stocking to order a John Deere 5100E Utility Tractor off of state contract for a total cost of \$91,518.45 to replace the 1997 Ford 6640 Tractor and **BE IT FURTHER**

RESOLVED that the purchase will be made through LandPro Equipment in Oakfield, NY and will be paid for and delivered in 2018.

Motion: Councilman Dix

Second: Councilman Arnold

Ayes: Arnold, Manne, Dix, Worth

Nays: None

APPROVED by: Unanimous vote (4-0)

On **MOTION** of Councilman Dix, seconded by Councilman Arnold to adjourn the meeting at 7:45 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 NOVEMBER 9, 2017 AND ARE SUBJECT TO CHANGE AND/OR REVISION PRIOR TO BEING ACCEPTED BY THE TOWN BOARD AT THE FIRST REGULAR TOWN BOARD MEETING OF EACH MONTH