WALWORTH TOWN BOARD – REGULAR MEETING
5 SEPTEMBER 2013

Presiding Supervisor Plant called the regularly scheduled Town Board Meeting, County of Wayne, State of New York, held at the Walworth Town Hall, 3600 Lorraine Drive, Walworth, NY to order at 7:30 PM with the Pledge to the Flag.

PRESENT:	Robert Plant	Supervisor
	Patricia Marini	Councilwoman
	Vaughn Pembroke	Councilman
	Larry Ruth	Councilman
	Michael Frederes	Highway Superintendent
	Susie Jacobs	Town Clerk
ABSENT:	Tom Yale	Councilman

OTHERS PRESENT: Rob Burns, Sewer Superintendent; Jacqueline VanLare, Recreation Director; Brendan Bystrak, Labella Associates, P.C. Engineer for the Town: Town Newspaper Reporter and nine (9) attendees.

MINUTES:
Motion by Councilman Ruth to approve the Minutes of August 15, 2013 Meeting as presented.
Seconded by Councilwoman Marini.

Adopted: Ayes 4 Marini, Pembroke, Plant, Ruth
Nays 0
Motion carried.

PUBLIC PARTICIPATION:

BLOCK PARTY REQUEST:
Resident from View Pointe Drive requesting permission to have a Block Party on September 14, 2013 from 2pm to 10pm on View Pointe Drive, from 3538 to the end of View Pointe Drive. He has gained signatures and approval from the Fire Department, Ambulance, and is requesting approval from the Sherriff and Town of Walworth. Resident will contact Highway Department for equipment needed.
Discussion ensued.
Contact person for emergency purposes will be needed.

Motion by Councilman Pembroke to approve the Block Party and notify Sherriff's Department.
Seconded by Councilman Ruth.

Adopted: Ayes 4 Marini, Pembroke, Plant, Ruth
Nays 0
Motion caied.

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BUILDING DEPARTMENT:
Your Sports Depot discussed that they would like to start excavation next week and are waiting for the Letter of Credit and code to be able to move dirt. Mr. Brandan Bystrack, Engineer for The Town, spoke addressing a Letter of Credit to specifically say "earth work" to get final approval. Discussion ensued.

Supervisor Plant inquired who the Land owner is and does the *Your Sports Depot* have permission from the landowner to do earthwork. The partner from *Your Sports Depot* responded "yes" they have a letter from Mr. Emil Weber and will be submitting a copy to the Code Enforcement Officer and file a copy with the Town Clerk. Discussion ensued.

Councilman Yale entered the meeting at 7:40pm

WALWORTH HISTORICAL SOCIETY - 2014 PROJECT:
An invitation was extended to those present to attend the dedication of the Mural located on the Walworth Post Office wall. This dedication will take place on October 6th at 3:00pm in the Walworth Post office parking lot for a brief ceremony with a reception to follow at the Walworth Historical Society.
Gene Bavis also mentioned the project for 2014. This mural will be 8 foot by 12 foot, painted on 3 sheets of plywood and mounted to the upper level outside wall of the Town Hall. The mural will be the Walworth Historical Society Coverlet, showing different areas of the town.

Motion by Councilman Yale authorizing the Walworth Historical Society to proceed with the 2014 Mural as discussed above. Discussion ensued.
Seconded by Councilwoman Marini.

Adopted: Ayes 5 Marini, Pembroke, Plant, Ruth, Yale
Nays 0
Motion carried.

COMMITTEE REPORTS:
Council members reported on their respective committees with the following Town Board actions:

COURT CLERK – AUTHORIZE ANNUAL FALL CONFERENCE:
The following was submitted.

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WALWORTH TOWN COURT
3600 Lorraine Drive
Walworth, New York 14568
Tel: 315-986-8544
Fax: 888-848-0841

Hon. Daniel P. Majchrzak, Jr.
Town Justice

Hon. Charles J. Young
Town Justice

August 29th, 2013

Walworth Town Board

RE: Annual Fall Conference

Dear Council Members,

We are requesting that Laurie Waltermyer Court Clerk attend the Annual Fall Conference held in Albany New York on October 6th - October 9th 2013.

It is imperative that we have Laurie Waltermyer attend this training as there have been some changes and updates in several area's of the job. With her attending the training we rely on her to keep our Justice Court current.

This is not a budgeted item but we have reviewed and have sufficient funds with transfers from: A1110.44 $80.00 , A1110.42 $350.00, A1110.41 $326.00 For the total amount not to exceed $756.00.

They are requesting a pre pay for registration in the amount of $40 due by September 13th 2013. The balance due of $716.00 (training, room and board) due by September 23rd 2013.

If you have any questions please feel free to contact us.

Thank you

Motion by Councilman Ruth to authorize the Court Clerk to attend Annual Fall Conference in Albany from October 6-9, 2013 for a cost not to exceed $756.00 and authorize budget transfers.
Seconded by Councilman Pembroke.

Roll call vote:	Supervisor Plant	Aye
	Councilwoman Marini	Aye
	Councilman Pembroke	Aye
	Councilman Ruth	Aye
	Councilman Yale	Aye

Motion carried.

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CEMETERY-HIGHWAY & RECREATION DEPARTMENT THANKED:
Highway and Recreation Department were thanked for their help with the cemetery clean-up project.

EMPLOYEE HANDBOOK DISCUSSION – HOLIDAYS:
Discussion ensued.

Council members requested a roll call vote.
The following was submitted.

RESOLUTION 64-13 AMEND THE TOWN OF WALWORTH EMPLOYEE HANDBOOK – HOLIDAYS:
Councilwoman Marini offered the following Resolution 64-13 and moved its adoption.
Seconded by Councilman Plant to wit:

WHEREAS, the Town Board of the Town of Walworth wishes to amend the Town of Walworth Employee Handbook (adopted: 06/07, amended: 06/11, 5/13 – "Holidays" (Section 3-2).

Current Paragraph: "Part-time regular and part-time employees are eligible for holiday pay in proportion to the number of hours they normally are scheduled to work, if the holiday falls on their regularly scheduled day of work."

Change Paragraph to read: "Part-time regular and part-time employees are eligible for holiday pay in proportion to the number of hours they normally are scheduled to work."

BE IT RESOLVED THAT the Town Board of the Town of Walworth adopts Resolution 64-13.

Adopted this 5th day of September 2013 at the meeting of the Town Board.

Supervisor Plant stated a "No" vote means to defeat Resolution 64-13.

Roll call vote:	Supervisor Plant	Aye
	Councilwoman Marini	No
	Councilman Pembroke	No
	Councilman Ruth	No
	Councilman Yale	No

Resolution 64-13 defeated**.**

HIGHWAY – SALT BARN:
An update was given regarding the Walworth Salt Barn. It was also noted that Freewill Elementary School was breaking up asphalt and Highway Department needed fill for the Salt Barn.

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ACKNOWLEDGE – MIKE FREDERES, GREG ATSEFF AND BOB MILLER:
Motion by Councilman Yale to send a letter to Mike Frederes, Greg Atseff and Bob Miller thanking them for their Intermunicipal cooperation extended to the Walworth Highway Department for fill for the Highway Salt Barn and a copy sent to Renee Garrett, Wayne Central School Superintendent.
Seconded by Councilman Ruth.

Adopted: Ayes 5 Marini, Pembroke, Plant, Ruth, Yale
Nays 0
Motion carried.

RESOLUTION 69-13 – ASSESSOR APPOINTMENT:
Councilman Yale offered the following Resolution 69-13 and moved its adoption. Seconded by Councilman Ruth to wit:

WHEREAS, the Town Board of the Town of Walworth has received the State of New York Department of Taxation and Finance Real Property Tax Services a Basic Certification Status Report for Deenine Leeson with the qualifications she has met, and

WHEREAS, the Town Board of the Town of Walworth appoints Deenine Leeson as Assessor with a term beginning October 1, 2013 and ending September 30, 2019.

BE IT RESOLVED THAT the Town Board of the Town of Walworth adopts Resolution 69-13.

Adopted this 5th day of September 2013 at the meeting of the Town Board.

Roll call vote:	Supervisor Plant	Aye
	Councilwoman Marini	Aye
	Councilman Pembroke	Aye
	Councilman Ruth	Aye
	Councilman Yale	Aye

Resolution carried.

LIGHTING DISTRICTS:
Tabled for next meeting. Waiting for documents from Town Attorney.

RESOLUTION 70-13 APPOINTMENT OF ASSISTANT RECREATION DIRECTOR:
Councilwoman Marini offered the following Resolution 70-13 and moved its adoption.
Seconded by Councilman Ruth to wit:

WHEREAS, the Town Board of the Town of Walworth posted the position of Assistant Recreation Director, and

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WHEREAS, the Town Board of the Town of Walworth appoints Kevin Weiss as Assistant Recreation Director with the step 3 from the Salary Matrix.

BE IT RESOLVED THAT the Town Board of the Town of Walworth adopts Resolution 70-13.

Adopted this 5th day of September 2013 at the meeting of the Town Board.

Discussion ensued. It was noted that by appointing Kevin, the Town is saving money because we are no longer paying overtime.

Roll call vote:	Supervisor Plant	Aye
	Councilwoman Marini	Aye
	Councilman Pembroke	Aye
	Councilman Ruth	Aye
	Councilman Yale	Aye

Resolution carried.

CORRESPONDENCE -TOWN OF WILLIAMSON:
The following was submitted.

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SUPERVISOR

TOWN OF WILLIAMSON
WAYNE COUNTY BOARD OF SUPERVISORS

6380 Route 21, Suite 2, Williamson, New York 14589

James D. Hoffman
Williamson, New York 14589

Office: (315) 589-2038
Home: (315) 589-8291
Fax: (315) 589-9326

August 14, 2013

Town of Walworth
Robert Plant
3600 Lorraine Drive
Walworth, New York 14568

Dear Bob:

The Williamson Town Board plans to install ground mounted solar panels on property owned by the Town of Williamson approximately 1250 feet north of the intersection of Pound Road and Bear Swamp Road. The proposed action has been identified as an Unlisted Action pursuant to the State Environmental Quality Review Act (SEQRA).

The Williamson Town Board hereby requests that it be designated as the Lead Agency for the environmental review and determination of significance of the proposed project. This request is appropriate, as the Town Board is the most directly involved agency to insure the overall coordination and enactment of the proposed action.

Should you, or any of the other involved agencies under SEQRA, which are copied herein, desire to be Lead Agency for the environmental review of this action or have any concerns with the Environmental Assessment which has been prepared, please notify this Board in writing within 30 days, or sooner so that we may proceed in a timely fashion. Otherwise, the Williamson Town Board will assume you concur with our request to be Lead Agency.

If you have any questions about this notification please contact me directly.

Sincerely,

James D. Hoffman
Supervisor

JDH:vjf

Motion by Councilman Ruth to accept, file and send a letter to Town of Williamson acknowledging them as Lead Agency.
Seconded by Councilman Pembroke.

Adopted: Vote Ayes 5 Marini, Pembroke, Plant, Ruth, Yale
Nays 0

Motion carried.

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EXECUTIVE SESSION:
Motion by Councilwoman Marini to enter into executive session to discuss medical, financial, credit, or employment history of a particular person/corp, or matters leading to said dismissal, removal, promotion, appointment, employment, discipline, demotion, or suspension.
Seconded by Councilman Yale.
Adopted: Vote Ayes 5 Marini, Pembroke, Plant, Ruth, Yale
Nays 0
Time: 8:15 PM

RECONVENE:
Supervisor Plant reconvened the regularly scheduled meeting.
Time: 8:33 PM.

ADJOURNMENT:
Motion by Councilwoman Marini to adjourn.
Seconded by Councilman Yale and unanimously carried.
Time: 8:34 PM.

Respectfully Submitted,

Susie C. Jacobs, MMC, RMC
Town Clerk

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