

**WALWORTH TOWN BOARD – REGULAR MEETING
7 NOVEMBER 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 |
| Tom Yale | Councilman |
| Michael Frederes | Highway Superintendent |

ABSENT: Susie Jacobs Town Clerk

OTHERS PRESENT: Jacqueline VanLare, Recreation Director; Brendan Bystrak, Labella Associates, P.C. Engineer for the Town; Denise Munson, Attorney for the Town; Deenine Leeson, Town Assessor; Beth Hart, Deputy Town Clerk; Newspaper Reporter and 10 attendees.

MINUTES:

Motion by Councilman Ruth to approve the Minutes of October 17, 2013 Meeting as presented.

Seconded by Councilman Pembroke.

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

Motion carried.

PUBLIC PARTICIPATION:

No one present offered any comments.

COMMITTEE REPORTS:

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

TOWN EMPLOYEE HANDBOOK – HOLIDAY POLICY:

Motion by Councilwoman Marini to adopt the change to the Town Employee Handbook for Holidays.

Seconded by Councilman Yale.

This will allow the “grandfathering” in of three (3) current employees hired before October 2013.

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

Motion carried.

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RECORDS MANAGEMENT – ADDITIONAL VAULT SPACE:

This would be completed by current contractor for a 6 foot by 10 foot addition and fireproofed to meet Code. This does not need Board approval but Supervisor Plant would like the Board to be made aware of it and approve.

Motion by Councilman Yale to authorize the construction of additional vault space on the lower level not to exceed \$1,700.00.

Seconded by Councilman Ruth.

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

Motion carried.

TOWN EMPLOYEES INSURANCE– FLEX PLAN POLICY DISCUSSION:

Discussion ensued.

Councilman Yale asked to table this discussion until later in the meeting.

TOWN HALL – 2014 HOLIDAY SCHEDULE:

The following was submitted.

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TOWN HALL HOLIDAY SCHEDULE

| | | |
|-----------------------------|-------------------|-----------|
| New Year's Day | January 1, 2014 | Wednesday |
| Martin Luther King, Jr. Day | January 20, 2014 | Monday |
| Presidents' Day | February 17, 2014 | Monday |
| Memorial Day | May 26, 2014 | Monday |
| Independence Day | July 4, 2014 | Friday |
| Labor Day | September 1, 2014 | Monday |
| Columbus Day | October 13, 2014 | Monday |
| Veterans' Day | November 11, 2014 | Tuesday |
| Thanksgiving Day | November 27, 2014 | Thursday |
| Day After Thanksgiving | November 28, 2014 | Friday |
| Christmas | December 25, 2014 | Thursday |
| Day After Christmas | December 26, 2014 | Friday** |

** Floater

This gives each employee one floating holiday for 2014.

Motion by Councilwoman Marini authorizing the Town Holiday Schedule for 2014 as presented.

Seconded by Councilman Pembroke.

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

Motion carried.

WCWSA – WATER ON SCHOOL HOUSE ROAD PARCEL:

Resident has contacted the Town concerning water on a parcel of land on School House Road. The house is not located in Extension 19 but the parcel is; causing them to pay for the debt service without being able to receive water. They would like to split the parcel into a building lot with Town water available to it. Discussion ensued.

Supervisor Plant will invite Marty Aman, Executive Director, from the Wayne County Water and Sewer Authority to the next Town Board meeting.

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HIGHWAY - AUTHORIZATION OF ANNUAL COUNTY SALT & SNOW CONTRACT:

Motion by Councilman Yale authorizing the Supervisor to sign Annual County Salt and Snow Contract.

Seconded by Councilman Ruth.

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

Motion carried.

EXECUTIVE SESSION:

Motion by Councilman Yale to enter into executive session to discuss proposed, pending or current litigation and collective bargaining negotiations per Article 14 of Civil Service Law.

Seconded by Councilman Ruth.

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

Motion carried.

Time: 7:45 PM.

RECONVENE:

Supervisor Plant reconvened the regularly scheduled meeting.

Time: 8:38 PM.

ASSOCIATION OF TOWNS - AUTHORIZATION TO PREPAY NEWLY ELECTED OFFICIALS TRAINING FOR SUPERVISOR ELECT:

Motion by Councilman Ruth authorizing to Prepay Training in Rochester, NY held in January, 2014 for Supervisor Elect Marini for an amount not to exceed \$150.00.

Seconded by Councilman Yale.

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

Motion carried.

TOWN EMPLOYEE INSURANCE- FLEX PLAN POLICY DISCUSSION:

Discussion ensued.

Motion by Councilman Yale to table the Flex Plan Policy discussion to the next Town Board meeting for pending clarification.

Seconded by Councilman Ruth.

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

Motion carried.

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**RESOLUTION 95-13 SUPPORTING ESTABLISHMENT OF RETAIL FACILITY
IN HAMLET OF WALWORTH AND BENEFITS TO FACILITATE BUSINESS
GROWTH:**

The following was submitted.

**RESOLUTION 95-13 supporting establishment of retail facility in hamlet of
Walworth and benefits to facilitate business growth :**

Councilman Ruth offered the following Resolution 95-13 and moved its adoption, seconded by Councilwoman Marini to wit:

Whereas, the Town Board of the Town of Walworth wishes its residents to have reasonable and consistent access to fresh and healthy foods within the Town, an option which is not currently available; and

Whereas, Walworth Plaza, LLC has proposed a retail facility within the hamlet that would house a Tops grocery store, a full scale service grocery; and

Whereas, the predominant purpose of the project would be to make available goods or services which would not, but for the project, be reasonably accessible to the residents of the town within which the proposed project would be located because of a lack of reasonably accessible retail trade facilities offering such goods or services; be it hereby

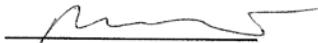
Resolved, that the Town Board supports the project and potential assistance that may be provided to make it happen within the Town.

Unanimously passed.

Adopted this 7th day of November 2013, at the meeting of the Town Board.

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

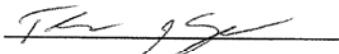
Resolution carried.



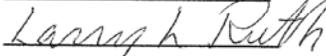
ROBERT PLANT, Supervisor



PATRICIA MARINI, Councilwoman



THOMAS YALE, Councilman

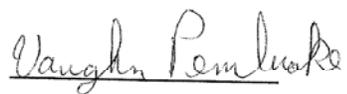


LARRY L. RUTH, Councilman



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VAUGHN PEMBROKE, Councilman

MEMBERS OF THE TOWN BOARD OF
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RESOLUTION 96-13 AUTHORIZING HIGHWAY DEPARTMENT ASSISTANCE:

The following was submitted.

RESOLUTION 96-13 Authorizing Highway Department Assistance

Councilman Ruth offered the following Resolution 96-13 and moved its adoption, seconded by Councilman Yale to wit:

Whereas, the Town Board of the Town of Walworth wishes its residents to have reasonable and consistent access to fresh and healthy foods within the Town, an option which is not currently available; and

Whereas, Walworth Plaza LLC is proposing to establish much needed retail facility that includes development of a full service grocery; and

Whereas, the Wayne County Industrial Development Agency has a program to provide financial assistance for growth of job creating business establishments, contingent upon a request from the Town for such assistance and equal matches from the business and the Town or municipality in which it is being located; be it hereby

Resolved, that the Highway Superintendent is authorized to expend funds through that department to provide staff and equipment at an amount not to exceed \$34,500 to transport gravel from the nearest gravel pit in the Town; and that this expense is to be used to provide a portion of the Town's match for the above noted assistance.

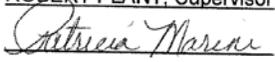
Unanimously passed.

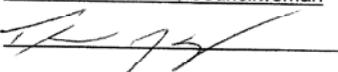
Adopted this 7th day of November 2013, at the meeting of the Town Board.

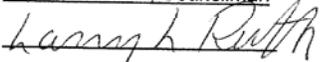
| | | |
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| Roll call vote: | Supervisor Plant | Aye |
| | Councilwoman Marini | Aye |
| | Councilman Pembroke | Aye |
| | Councilman Ruth | Aye |
| | Councilman Yale | Aye |

Resolution carried.


ROBERT PLANT, Supervisor


PATRICIA MARINI, Councilwoman

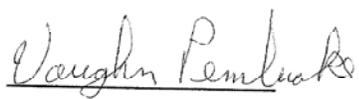

THOMAS YALE, Councilman


LARRY L. RUTH, Councilman



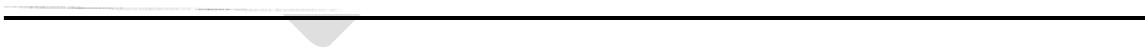
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VAUGHN PEMBROKE, Councilman

MEMBERS OF THE TOWN BOARD OF
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**RESOLUTION 97-13 AUTHORIZING ASSISTANCE FOR PURCHASE OF
MATERIALS:**

The following was submitted.

RESOLUTION 97-13 authorizing assistance for purchase of materials

Councilman Yale offered the following Resolution 97-13 and moved its adoption, seconded by Councilwoman Marini to wit:

Whereas, the Town Board of the Town of Walworth wishes its residents to have reasonable and consistent access to fresh and healthy foods within the Town, an option which is not currently available; and

Whereas, Walworth Plaza, LLC has proposed a project that would meet this goal; and

Whereas, the project cannot happen without a level of assistance and some assistance may be available through a program of the Wayne County Industrial Development Agency, such assistance requiring equal matches from the company and the municipality in which the project is to be located; be it hereby

Resolved, that the Highway Superintendent is hereby authorized to expend an amount not to exceed \$40,000 for the purchase of materials for development of improving the accessibility of the site and that such funds are to be used towards the Town's portion of its match necessary to access the funds for the project.

Unanimously passed.

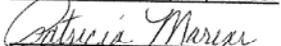
Adopted this 7th day of November 2013, at the meeting of the Town Board.

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

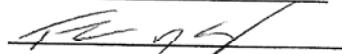
Resolution carried.



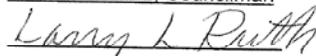
ROBERT PLANT, Supervisor



PATRICIA MARINI, Councilwoman



THOMAS YALE, Councilman

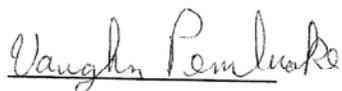


LARRY L. RUTH, Councilman



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VAUGHN PEMBROKE, Councilman

MEMBERS OF THE TOWN BOARD OF
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WCWSA – WATER RATES FOR 2014:

Supervisor Plant received a letter from WCWSA that the rates for Water will be increasing in January 2014 to \$4.25 per 1,000 gallons with an increase of 10 cents per \$1,000.

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ADJOURNMENT:

Motion by Councilwoman Marini to adjourn.

Seconded by Councilman Yale and unanimously carried.

Time: 8:48 PM.

Minutes transcribed in my absence by Beth Hart, Deputy Town Clerk.

Respectfully Submitted,

Susie C. Jacobs, RMC, CMC
Town Clerk

Beth Hart
Deputy Town Clerk

DRAFT