

**WALWORTH TOWN BOARD – REGULAR MEETING  
5 MAY 2011**

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
Thomas Yale	Councilman
Frank Maciuska	Councilman
Suzi Hawkins-Mance	Councilwoman
Patricia Marini	Councilwoman
Susie Jacobs	Town Clerk
Mike Frederes	Highway Superintendent

**OTHERS PRESENT:** Rob Burns, Sewer Superintendent; Jacqueline Van Lare, Recreation Director; Karen Ambroz, Sole Assessor; Ed Parrone, Engineer for the Town; Denise Munson, Attorney for the Town; Town Newspaper Reporter and 14 attendees.

**MINUTES:**

Motion by Councilwoman Marini to approve the Minutes of March 17, 2011 as presented with the following changes:

Page 75 -79 Motions changed to reflect Adopted Vote: Ayes 3.<sup>1</sup>

Page 85 - RESOLUTION 34-11 Attorney for the Town  
Seconded by Councilwoman Hawkins-Mance.

Adopted: Vote Ayes 5 Nays 0

**PRESENTATION: WESTERN FINGER LAKES SOLID WASTE  
MANAGEMENT PRESENTATION – MARJOIRE TORELLI**

Ms. Marjoire Torelli, Western Finger Lakes Solid Waste Management authority presented a State Electronics Challenge explaining that their objective is to encourage responsible recycling, purchase of green energy efficient electronics and reduce the amount used. Discussion ensued. She distributed Acquisition and Procurement Planning Checklist. This form outlines questions to consider throughout the electronics acquisition and procurement process for environmentally preferable electronic products and services. The Town Board thanked her. Discussion ensued.

**CORRESPONDENCE:**

Susie Jacobs read the following two items:

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<sup>1</sup> I Susie C. Jacobs, as Walworth Town Clerk am required to keep a complete and accurate record of the meeting proceedings as stated in Town Law §30. I withstand a Town Board Motion on May 5, 2011 changing the Adopted Vote from 2 to 3 Ayes as noted above. On May 5, 2011 Councilman Yale indicated that he favored the Motions at the meeting of March 17, 2011, After reviewing the recording of the Board meeting from March 17, 2011 the mentioned Motions do not reflect a verbal vote from Councilman Yale. Making this change is contrary to the constitutional oath of office subscribed by me. Therefore I will not change the minutes.

RP-3200 (11/01)



New York State Office of Real Property Services  
Educational Services  
Sheridan Hollow Plaza  
16 Sheridan Avenue  
Albany, NY 12210-2714

**CERTIFICATE OF ATTENDANCE  
BOARD OF ASSESSMENT REVIEW TRAINING  
WAYNE COUNTY**

Member's Name: **Philip Williamson**  
Town: Walworth  
County: Wayne  
Date of Training: April 19, 2011

This is to certify that, pursuant to Section 523 of the Real Property Tax Law and Section 188-6.1(c) of Title 9 of the Official Compilation of Codes, Rules and Regulations of the State of New York, you attended a board of assessment review member training session on the above date. As a result, you are now authorized to participate in the forthcoming meeting(s) of the Board of Assessment Review.

*Shirley A. Bement* 1A0  
Wayne County Director of Real Property Tax Services

April 19, 2011  
Date

cc: Town Clerk

Motion by Councilwoman Marini to accept and file.  
Seconded by Councilman Maciuska.

Adopted: Vote Ayes 5 Nays 0

**MEMORANDUM**

**FROM THE DESK OF:  
SUSIE C. JACOBS, WALWORTH TOWN CLERK**

TO: All Employees  
RE: United Way Campaign Update  
DATE: May 5, 2011

Thank you for your participation in the United Way Campaign; you may have contributed with "dress down" days or helped by baking or purchasing items from our bake food sale as well as your monetary donations to this cause.

Thus far, we have received four (4) donations from employee contributions. Our employee "dress down" participation raised \$69.00 and our employee "bake sale" raised \$61.80. Our total to date is \$435.80.

We couldn't have accomplished it without your help.

Kudos!

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Motion by Councilman Maciuska to accept and file.  
Seconded by Councilwoman Marini.

Adopted: Vote Ayes 5 Nays 0

**PUBLIC PARTICIPATION:**

Mr. Andy Kinnear of Walworth addressed the Board to inquire about the possibility of the Town having a skate park. Discussion ensued regarding where it fits in the Town of Walworth Parks & Recreation Master Plan. More information is needed to be gathered and a recommendation from the Parks & Recreation Committee proposing this. It was noted over the last several years the Town property has been used for the purpose of a skate park making it difficult for

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others. He was encouraged by Councilman Yale to pursue his quest because he is familiar with a skate park in another Wayne County Town and is very popular. Discussion ensued with what should be included in his proposal/discussion with the Parks and Recreation Committee. He was thanked.

Amber Kunser, of Walworth, approached the Board to discuss the old school building on High Street in the Town that is still up and why we could not take it down and put up a grocery store so residents did not have to drive seven (7) miles to get groceries? This would encourage local businesses and making it much easier for residents. Discussion ensued explaining that this property is privately owned. And also the Town of Walworth can't afford to take this building down. The owner of this property has been in to speak with the Town Board he has been trying to develop it with great difficulty. Discussion ensued.

She also asked about the tennis courts / basketball court and that the tennis side is not doing so "hot" and it would be awesome to see it fixed up a little. Recommendation was made that the Recreation Director will take a look at the tennis court net.

**COMMITTEE REPORTS:**

**SEWER – PREPAYMENT AUTHORIZATION TO ATTEND SAMPLING PROCEDURES TRAINING**

Motion by Councilman Maciuska authorizing prepayment for Tim McMullen and John Pagliuso attend the Sampling Procedures for WWTP Operators held on Wednesday, May 25, 2011 from 8:30 – 3:30 PM for an amount not to exceed \$135.00 per person for a total of \$270.00 to be expended from Budgeted Line SS8110.41. Credited hours will be applied.

Seconded by Councilwoman Marini.

Roll call vote:	Councilman Maciuska	Aye
	Councilwoman Marini	Aye
	Councilwoman Hawkins-Mance	Aye
	Councilman Yale	Aye
	Supervisor Plant	Aye

Motion carried.

**PARKS – PREPAYMENT AUTHORIZATION FOR DOWN PAYMENT OF OPEN AIR PAVILION**

Motion by Councilwoman Marini authorizing prepayment for the down payment in building of the open air pavilion in Sherburne Park in the amount of \$4,800.00 to be expended from CM17710.21.

Seconded by Councilman Maciuska.

Roll call vote:	Councilman Maciuska	Aye
	Councilwoman Marini	Aye
	Councilwoman Hawkins-Mance	Aye
	Councilman Yale	Aye
	Supervisor Plant	Aye

Motion carried.

**BUILDING INSPECTOR – AUTHORIZATION TO ATTEND AN EDUCATIONAL PROGRAM**

Motion by Councilman Yale authorizing Norm Druschel to attend an educational program next week not to exceed \$10.00. Continuing education will be applied which is necessary and applicable to his needs.

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Seconded by Councilwoman Hawkins-Mance.

Adopted: Vote Ayes 5 Nays 0

**ASSESSOR – AUTHORIZATION TO CONTRACT WITH A TEMP AGENCY  
FOR CLERICAL WORK - GRIEVANCE DAY**

Motion by Councilman Yale authorizing Karen Ambroz, Town Assessor, to contract with a temporary agency for a clerk/secretary for “Grievance Day” for amount not to exceed \$200.00 from Budget Line A1355.12.

Seconded by Councilwoman Hawkins-Mance.

Roll call vote:	Councilman Maciuska	Aye
	Councilwoman Marini	Aye
	Councilwoman Hawkins-Mance	Aye
	Councilman Yale	Aye
	Supervisor Plant	Aye

Motion carried.

**RESOLUTION 41-11 AUTHORIZING THE EXPENDITURE FOR SEWER  
FORCE MAIN REPLACEMENT FROM THE SEWER DISTRICT #1 CAPITAL  
RESERVE FUND SS231R:**

Councilman Maciuska offered the following Resolution **41-11** and moved its adoption. Seconded by Councilwoman Hawkins-Mance to wit:

**WHEREAS**, the Town Board established Sewer District #1 Capital Reserve Fund SS231R, and

**WHEREAS**, the Town Board desires to replace the Sewer Force Main for an amount not to exceed one hundred fifty thousand dollars and no cents (\$150,000.00).

**RESOLVED** that the Town Board of the Town of Walworth adopt Resolution **41-11**.

Adopted this 5<sup>th</sup> day of May, 2011, at the meeting of the Town Board.

Roll call vote:	Councilman Maciuska	Aye
	Councilwoman Marini	Aye
	Councilwoman Hawkins-Mance	Aye
	Councilman Yale	Aye
	Supervisor Plant	Aye

Resolution carried.

**RESOLUTION 40-11 TO ESTABLISH SEWER DISTRICT #1 CAPITAL  
RESERVE FUND SS231R SUBJECT TO A PERMISSIVE REFERENDUM:**

Councilman Maciuska offered the following Resolution **40-11** and moved its adoption. Seconded by Councilwoman Marini to wit:

**WHEREAS**, the Town Board of the Town of Walworth Sewer District #1 Capital Reserve Account adopted December 7, 1982, and

**WHEREAS**, the Town Board desires to amend the Resolution of December 7, 1982, naming it Sewer District #1 Capital Reserve Fund SS231R, and

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**WHEREAS**, the Town Board is amending the Sewer District #1 Capital Reserve Fund for repairs, alterations, modifications and replacement of the water pollution control facilities in the collection system, to be funded by the sewer connection charges.

**WHEREAS**, the Town Board of the Town of Walworth proposes Resolution 40-11 subject to a permissive referendum.

**RESOLVED**, that pursuant to Section 6-c (or 6-g) of the General Municipal Law, as amended, the Walworth Town Board does hereby established a Sewer District #1 Capital Reserve Fund to finance repairs, alterations, modifications and replacement of the water pollution control facilities in the collection system, to be funded by the sewer connection charges, subject to a permissive referendum.

The Chief Fiscal Officer is authorized to invest, from time to time, the monies of this fund pursuant to Section 11 of the General Municipal Law.

No expenditure shall be made from this fund, except upon authorization of this Board pursuant to Section 6-c (or 6-g) of the General Municipal Law.

**THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Walworth adopt Resolution **40-11**.

Adopted this 5<sup>th</sup> day of May, 2011 at the meeting of the Town Board.

Roll call vote:	Councilman Maciuska	Aye
	Councilwoman Marini	Aye
	Councilwoman Hawkins-Mance	Aye
	Councilman Yale	Aye
	Supervisor Plant	Aye

Resolution carried.

**PROCLAMATION – EMS WEEK**

Councilman Yale offered the following Proclamation and moved its adoption. Seconded by Councilwoman Hawkins-Mance.

**WHEREAS**, emergency medical services is a vital public service; and

**WHEREAS**, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

**WHEREAS**, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

**WHEREAS**, the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators and others; and

**WHEREAS**, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

**WHEREAS**, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; now

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**THEREFORE**, we the Town of Walworth, Walworth, New York, in recognition of this do hereby proclaim the week of May 15-21, 2011 as

**EMERGENCY MEDICAL SERVICES WEEK**

Adopted: Vote Ayes 5 Nays 0

**EXECUTIVE SESSION:**

Motion by Councilwoman Hawkins-Mance to enter into Executive Session to discuss the 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 Nays 0  
Time: 8:12 PM.

**RECONVENE:**

Supervisor Plant reconvened the regularly scheduled meeting.  
Time: 8:46 PM.

**ADJOURNMENT:**

Motion by Councilman Yale to adjourn.  
Seconded by Councilwoman Hawkins-Mance and unanimously carried.  
Time: 8:47 PM.

Respectfully Submitted,

Susie C. Jacobs, RMC  
Town Clerk