

The regular scheduled meeting for the Town of East Bloomfield was held at the East Bloomfield Town Hall on Monday evening, February 12, 2024, at 7:00 PM with Supervisor Frederick Wille presiding.

Wille opened the regular Town Board meeting at 7:00 PM.

Present:	Supervisor	Frederick A. Wille
	Council Member	Michelle T. MacMillan
	Council Member	Frank W. Fessner
	Council Member	Kathleen M. Conradt
	Council Member	Stephen C. Lester

Attending the meeting were Margaret Gochenaur (Town Clerk), Robert Torno (Highway Superintendent), Kimberly Rayburn (Code Enforcement Officer) Judi Stewart (Historian), Don Collins (Assessor), Josie Smith, and Kim & Ryan Duvall.

Pledge of Allegiance led by Town Clerk Gochenaur.

Wille welcomed everyone to the meeting and thanked them for coming.

APPROVAL OF MINUTES: Motion was made by MacMillan, seconded by Conradt, to approve the January 22, 2024 minutes. No Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

TOWN CLERK’S REPORT: Motion was made by Fessner, seconded by Conradt, to approve the Town Clerk’s report. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

CODE ENFORCEMENT OFFICER’S REPORT: Motion was made by MacMillan, seconded by Lester, to approve the Code Enforcement Officer’s report. No Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

ASSESSOR’S REPORT: Motion was made by MacMillan, seconded by Lester, to approve the Assessor’s report. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

HISTORIAN’S REPORT: Motion was made by Fessner, seconded by MacMillan, to approve the Historian’s report. Stewart reported she has been told the Assessor’s Office will be going more digital and she is asking if the Town Board declares the 2 fireproof filing drawers’ that will no longer be in use in the Assessor’s Office that the Town Board consider allowing the Historical Society to be the recipient of them as they have in the past. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

SUPERVISOR’S REPORT: Motion was made by Fessner, seconded by MacMillan, to approve the December 2023 Financial Reports as submitted. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

Motion was made by Conradt, seconded by Fessner, to adopt Resolution 2024-014 Appointment of Judson Rockcastle as East Bloomfield Board of Assessment Review Member and waive the reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

RESOLUTION 2024-014

Appointment of Judson Rockcastle as East Bloomfield Board of Assessment Review Member

WHEREAS, Judson Rockcastle has expressed his desire to serve another as Board of Assessment Review Member; and

WHEREAS, Judson Rockcastle’s qualifications are very suitable for the BAR; and

WHEREAS, the Town of East Bloomfield Assessor Don Collins, has recommended the reappointment of Judson Rockcastle; now, therefore, be it

RESOLVED, that this Town Board hereby reappoints Judson Rockcastle of Bloomfield, New York to serve a five-year term; and be it also

RESOLVED, that the reappointment be made effective immediately; and be it also

RESOLVED, that a certified copy of this resolution be mailed to Judson Rockcastle, who resides at 2929 County Road #40, Bloomfield, NY 14469.

Motion was made by MacMillan, seconded by Conradt, to adopt Resolution 2024-015 Town of East Bloomfield Resolution Granting the State of New York Authority to Perform the Adjustment for the Owner and Agreeing to Maintain Facilities Adjusted Via State-let Contract and waive the reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

RESOLUTION 2024-015

Town of East Bloomfield

Resolution Granting the State of New York Authority to Perform the Adjustment for the Owner and Agreeing to Maintain Facilities Adjusted Via State-let Contract

Resolution # 2024-015 Amended to Replace 2023-041

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of **Route 5 and Route 20, Village of Bloomfield, Ontario County, P.I.N. 4005.80**, and

WHEREAS, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the **relocate approximately one (1) water main, one (1) water service, one (1) water valve, one (1) hydrant**, pursuant to Section 10, Subdivision 24, of the State Highway Law, as shown on the contract plans and Utility Special Note relating to the project and meeting the requirements of the owner, and

WHEREAS, the service life of the relocated and/or replaced utilities has not been extended, and

WHEREAS, the State will provide for the reconstruction of the above-mentioned work, as shown on the contract plans and Utility Special Notes, relating to the above-mentioned project.

NOW, THEREFORE,

BE IT RESOLVED: That the **Village of Bloomfield Department of Public Works** approves of the adjustment to water line valve boxes and the above-mentioned work performed on the project and shown on the contract plans relating to the project and that the **Village of Bloomfield Department of Public Works** will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans.

BE IT FURTHER RESOLVED that the **East Bloomfield Town Supervisor** has the authority to sign, with the concurrence of the **Village of Bloomfield Department of Public Works Board of Directors**, any and all documentation that may become necessary as a result of this project as it relates to the **Village of Bloomfield Department of Public Works**, and

BE IT FURTHER RESOLVED: That the **Village of Bloomfield Department of Public Works** is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.

Motion was made by Fessner, seconded by MacMillan, to adopt Resolution 2024-016 Resolution Authorizing Improvements to Veterans Park and Exemption from Zoning Regulations and waive the reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

RESOLUTION 2024-016

RESOLUTION AUTHORIZING IMPROVEMENTS TO VETERANS PARK AND EXEMPTION FROM ZONING REGULATIONS

WHEREAS, the Town of East Bloomfield (the "Town"), a municipal corporation organized and existing under the laws of the State of New York, is the owner and caretaker of certain park land located in the Town of East Bloomfield along Routes 5 and 20, more specifically known as Veteran's Park (the "Park"); and

WHEREAS, the Town Board of the Town of East Bloomfield in order to enhance and improve the Park have determined to undertake certain improvements to the Park consisting of the construction of two (2) baseball/softball dugouts to be located adjacent to one of the existing playing fields as shown on Exhibit "A" attached hereto (the "Project"); and

WHEREAS, the proposed location of the dugouts may subject the Project to the zoning regulations of the Town; and

WHEREAS, the Town Board has reviewed and considered the nine (9) factors established to determine whether the Town may be exempted from another governmental unit's zoning regulations as described on Exhibit "B" attached hereto.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of East Bloomfield hereby authorizes the proposed Project and determines that based on the scope of the Project, a review of the nine (9) factors established and a balancing of the public interests involved that the Town be exempted from securing any other municipal approvals in connection with the Project except as required by New York State law.

EXHIBIT A

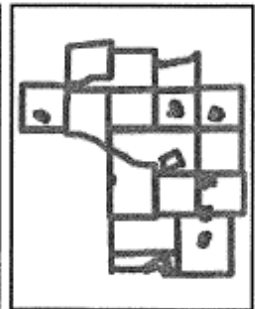


My Map



188.1
0 94.04 188.1 Feet
1:1,128
© Ontario County, New York

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Legend

- Address Points
- Thruway Exits
- Tax Parcels
- + Railroads
- Streams
- Municipal Boundaries
- Finger Lakes Region
- Detailed Streets
 - Interstate
 - State or US Routes
 - County Roads
 - Local Public Roads
 - Private Roads

Map Created: 9/29/2023

Notes

SCHEDULE B

FACTORS TO DETERMINE IMMUNITY FROM ZONING REQUIREMENTS

1. THE NATURE AND SCOPE OF THE INSTRUMENTALITY SEEKING IMMUNITY.
2. THE ENCROACHING GOVERNMENT'S LEGISLATIVE GRANT OF AUTHORITY.
3. THE KIND OF FUNCTION OR LAND USE INVOLVED.
4. THE EFFECT LOCAL LAND USE REGULATION WOULD HAVE UPON THE ENTERPRISE CONCERNED.
5. ALTERNATIVE LOCATIONS FOR THE FACILITY IN LESS RESTRICTIVE ZONING AREAS.
6. THE IMPACT UPON LEGITIMATE LOCAL INTERESTS.
7. ALTERNATIVE METHODS OF PROVIDING THE PROPOSED IMPROVEMENT.
8. THE EXTENT OF THE PUBLIC INTEREST TO BE SERVED BY THE IMPROVEMENTS.
9. INTERGOVERNMENTAL PARTICIPATION IN THE PROJECT DEVELOPMENT PROCESS AND AN OPPORTUNITY TO BE HEARD.

Motion was made by Fessner, seconded by Conradt, to approve the expenditure of \$18,000 to MRB as detailed in the quote dated January 31, 2024 for the Programming and Conceptual Design and initial research for what buildings we might present to the public for consideration of a new Highway Facility. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0 Motion was made by Conradt, seconded by MacMillan, to move \$18,000 from the received American Rescue Plan Act (ARPA) Funds to cover the MRB bill. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

COMMITTEE REPORTS:

Audit: Conradt reported the 2023 books are closed and the Annual Financial Report Document Update (AUD) will be filed on time.

Buildings and Grounds: Motion was made by Fessner, seconded by MacMillan, to Award George Duvall Lawn Maintenance & Landscaping the 2024 Mowing Contract as stated in their quote dated January 4, 2024. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

HIGHWAY: Torno reported truck #4 is scheduled to be received in 2026. The price to replace the truck will be \$291,820.37. Wille will prepare the Resolution for approval of said truck for the February 26th meeting. Discussion was held.

IT/TECHNOLOGY: Wille reported he has received the report from Sean Barry regarding our IT audits. Wille will set a future meeting to go over the report with Barry and our IT Committee. Discussion was held.

INSURANCE: Nothing to report.

PARKS and RECREATION: Motion was made by Conradt, seconded by MacMillan, to contract with Morgan Rubbish Removal Inc. Option #3 1X Month as stated in the quote dated February 6, 2024 for the installation of a dumpster at Veterans Park with service to begin March 1, 2024. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

WATER/SEWER VILLAGE OF BLOOMFIELD: Lester is waiting to hear back from Dan Bryson on what the next steps are regarding Route 444 Water District #4. Discussion was held.

PERSONNEL: Nothing to report.

COMMUNICATIONS: None.

ROUND TABLE – OTHER BUSINESS: Ryan Duvall asked if any recommendations had been received from the Zoning chairperson regarding the Zoning Board of Appeals vacancies on the board. Wille reported nothing has been received yet.

PAYMENT OF BILLS: Motion was made by MacMillan, seconded by Fessner, to approve paying of the bills as submitted. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

General Fund A	- Abs. #403- Vouchers - 54,56,57,59,61-68,71-77,79,80,82, 83,85,86,88-90,7302,7304,7306	\$ 31,848.92
General Fund B	- Abs. #403 - Vouchers - 63,69,76,87	\$ 754.29
Highway DA	- Abs. #403 - Vouchers - 63,78,7297,7302,7303,7305,7312, 7313	\$ 73,009.38
Highway DB	- Abs. #403 - Vouchers - 78,84,87,7295,7296,7298-7301, 7303,7305-7311	\$ 63,819.75
Sewer Dist. #1	- Abs. #403 - Vouchers - 58	\$ 265.40
Water Dist. #1	- Abs. #403 - Vouchers - 53,70,81	\$ 10,521.96
Water Dist. #2	- Abs. #403 - Vouchers - 55,70,85	\$ 256.14
Water Dist. #2 Ext.#2	- Abs. #403 - Vouchers - 53,55,70	\$ 846.81
Water Dist. #2 Ext.#6	- Abs. #403 - Vouchers - 55,70,85	\$ 38.55
Payroll Account (T/A)	- Abs. #403 - Vouchers - 15	\$ 1,261.86

EXECUTIVE SESSION: Motion was made by MacMillan, seconded by Lester, to move into an Executive Session at 7:40 PM to discuss the employment history of a particular person or corporation or matters leading to the appointment, employment, promotion, salary, demotion, discipline, suspension, dismissal of a particular person or corporation. Motion Approved: Ayes: 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays: 0

RETURN TO REGULAR SESSION: Motion was made by Conradt, seconded by MacMillan, to end Executive Session and return to regular session at 8:00 PM. Motion Approved: Ayes: 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays: 0

ADJOURNMENT: Motion was made by Lester, seconded by Fessner, to adjourn the meeting at 8:00PM. Motion Approved: Ayes 5 (Fessner, Conradt, Lester, MacMillan, and Wille) Nays 0

Respectfully Submitted,

Margaret M. Gochenaur
Town Clerk