

The regular scheduled meeting for the Town of East Bloomfield was held at the East Bloomfield Town Hall on Monday evening, September 14, 2015 at 7:30 PM with Supervisor Michelle MacMillan presiding.

MacMillan opened the regular Town Board meeting at 7:30PM.

Present:	Supervisor	Michelle T. MacMillan
	Council Person	Frank W. Fessner
	Council Person	Ronald P. Hawkins
	Council Person	Thomas E. Conklin
	Council Person	William J. Mitchell Jr.

Attending the meeting were Margaret Gochenaur (Town Clerk), Brian Bernard (Highway Superintendent), Andy Hall (Code Enforcement Officer), Ron Roach (AWA Liaison), Fred Wille, and Philip and Kathy Burroughs.

Pledge of Allegiance led by Councilman Mitchell.

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

APPROVAL OF MINUTES: Motion was made by Mitchell, seconded by Fessner, to approve the August 24, 2015 minutes. No Discussion was held. Motion Approved: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0

TOWN CLERK'S REPORT: Motion was made by Fessner, seconded by Mitchell, to approve the Town Clerk's report. No Discussion was held. Motion Approved: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0.

CODE ENFORCEMENT OFFICER'S REPORT: Motion was made by Fessner, seconded by Conklin, to approve the Code Enforcement Officer's report. Discussion was held. Motion Approved: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0.

SUPERVISOR'S REPORT:

Motion was made by Mitchell, seconded by Fessner, to adopt the Resolution 2015-031 Authorizing the Adoption of Local Law No. 2 of 2015 To Override the Tax Levy Limit Established in General Municipal Law 3-c, by the Town Board of the Town of East Bloomfield and waive a reading of the Resolution. Discussion was held. Motion Adopted: Ayes 4 (Conklin, Mitchell, Fessner, and MacMillan) Nays: 1 (Hawkins)

RESOLUTION 2015-031

RESOLUTION 2015-031 AUTHORIZING THE ADOPTION OF LOCAL LAW NO. 2 OF 2015, TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-c, BY THE TOWN BOARD OF THE TOWN OF EAST BLOOMFIELD

WHEREAS, a resolution was duly adopted by the Town Board of the Town of East Bloomfield for a public hearing to be held by said Town Board on August 10, 2015 at 7:30 p.m. at the East Bloomfield Town Hall, 99 Main Street, East Bloomfield, New York, to hear all interested parties on a proposed Local Law to override the tax levy limit established in General Municipal Law §3-c; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of East Bloomfield, on July 30, 2015, and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing was duly held on August 10, 2015, at 7:30 p.m. at the East Bloomfield Town Hall, 99 Main Street, East Bloomfield, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of East Bloomfield, after due deliberation, finds it in the best interest of the Town of East Bloomfield to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of East Bloomfield hereby adopts said Local Law No. 2 of 2015, entitled, "A local law to override the tax levy limit

established in General Municipal Law §3-c”, a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of East Bloomfield, and to give due notice of the adoption of said local law to the Secretary of State of New York.

Kathy and Philip Burroughs attended the meeting to find out if a decision had been made in regards to their driveway. Once again, Kathy reported to the Board about their driveway. Kathy reported that their driveway has been destroyed 3 times by water damage. Kathy told the Board that they have paid twice to have their driveway repaired and that she would like some help from the Town to fix their driveway, hopefully one last time. Discussion was held. MacMillan reported that she has been in contact with the Town Attorney in regards to this matter. MacMillan reported that the Attorney noted that if the Board so chooses to fix the Burroughs driveway that he will draw up a waiver to have the Burroughs “sign-off” on any further action being taken against the Town in regards to their driveway. Discussion was held. Mitchell suggested going into Executive Session to further discuss this issue.

Motion was made by Fessner, seconded by Hawkins, to adopt the Resolution 2015-032 To Adopt the 2016 Ontario County Snow and Ice Contract and waive a reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays: 0

RESOLUTION 2015-032

RESOLUTION 2015-032 TO ADOPT THE 2016 ONTARIO COUNTY SNOW AND ICE CONTRACT

WHEREAS, the Town of East Bloomfield has been contracted by Ontario County for many years to provide snow and ice control on their 8.12 miles of County roads within the Town, and,

WHEREAS, Ontario County and the Town of East Bloomfield are desirous of extending that contract through the 2015/2016 season, from October 1, 2015 through September 30, 2016; and

WHEREAS, the agreement provides for payment to the Town for these services by Ontario County of \$5,342.67 per mile, or a total of \$43,382.48, now, therefore, be it

RESOLVED, that this Town Board hereby authorizes the Town Supervisor to execute the Agreement to Provide Snow and Ice Control Services with Ontario County, and, be it also

RESOLVED, that certified copies of this resolution be forwarded to the Ontario County Commissioner of Public Works and the Ontario County Administrator.

Motion was made by Mitchell, seconded by Fessner, to approve the Supervisor’s Monthly Financial Reports as submitted. Discussion was held. Motion Approved: Ayes 5 (Conklin, Mitchell, Fessner, and MacMillan) Nays 0

COMMITTEE REPORTS:

Audit- MacMillan reported she has received a Draft Copy of the Audit. MacMillan reported that there are some minor adjustments that need to be made. Discussion was held. MacMillan reported that there are some Internal Control items that need to be addressed. Discussion was held. MacMillan reported that some of these issues have already been addressed and the new procedures have already begun. MacMillan reported that she will be doing a timeline on how they will be addressing the remaining issues. Discussion was held. MacMillan reported that she will be conducting the Internal Audits for each Department after October 15th.

Buildings and Grounds: Hawkins reported that he met with Andy Hall before the Board Meeting at Veterans Park to look over issues that need to be addressed there. Hawkins reported that he will be prioritizing a list of jobs to submit to the Town Board for their input. Discussion was held. Hall reported that the painting project is under way at the Town Hall. Discussion was held. Hall reported that he has been cleaning the gutters on the Town Hall. Hall reported that on the west side of the Town Hall there is a serious drainage issue that

needs to be addressed. Hall reported that when it rains heavily, water comes thru the wall in the Supervisor’s Office. Discussion was held. Hall reported that the Openers on the first 3 doors at the Highway Garage have been replaced. Hall reported that he will be seeking quotes for Pest Control at the Town Hall. Hall reported that once he has these quotes he will report back the Board. Discussion was held.

HIGHWAY: Nothing to report.

IT/Technology: MacMillan reported that last week the Server Space was full, resulting in the employees being temporarily frozen out of their computers. MacMillan met with Integrated and increased the Gig Space, resulting in an increased cost of \$10.00 per month. Discussion was held.

INSURANCE: Mitchell reported that he and Patty met with Pat McCloskey from Bene-Care in regards to Health Insurance. Mitchell reported that the Health Insurance Policy that the Town currently carries for it’s employees will no longer be available as it exists currently. Discussion was held. Mitchell reported that before the next Board Meeting he would like all the Board Members to think about how much the Board wants to pay for Insurance for Town Employees. Mitchell reported that if the Town renews early, they may only be looking at a 6% increase instead of a possible 9%-14% increase. Discussion was held.

PARKS and RECREATION: Nothing to report.

WATER/SEWER VILLAGE OF BLOOMFIELD: MacMillan reported that Karl Rubenstein will be picking up a memorandum tomorrow from Patty. Karl will be handing it out to the residents of Whalen Road asking them to please write a small letter to the State Comptroller’s Office, telling them why they want water. Discussion was held. Bernard reported that he met with Ben and Dan in regards to the Wheeler Station Road North shoulder damage. Bernard reported that Ben and Dan agreed to cover the cost of 7-10 loads of black- top thru the grant. Next spring the Town will pave it with their Grater. Discussion was held.

COMMUNICATIONS: MacMillan reported on a letter that each Board Member received from Joel Steele. Hall reported that Joel was granted a Special Use Permit from the Planning Board. According to the Special Use Permit, there was to be no signs or lighting on the property. Hall reported that Joel currently has lighting and that he has been in violation for many months. Discussion was held. Mitchell asked MacMillan to compose a letter with all the concerns, and violations with the current Special Use Permit, and send it to Joel Steele. Discussion was held. MacMillan will compose the letter and send it to all the Board Members for their input before it get’s mailed to Joel.

ROUND TABLE- OTHER BUSINESS: MacMillan reported that the West Bloomfield Town Supervisor, Todd Campbell approached her in regards to the rehabilitation of old cemeteries and why that can’t be done. Campbell specifically asked about closed cemeteries in the Town of West Bloomfield, and the cemetery located on Bennett Road. Hall reported that the cemetery located on Bennett Road is on private property. Discussion was held. Bernard reported that the Whalen Road Culvert Project started this morning.

BUDGET TRANSFERS/AMENDMENTS: Motion was made by Fessner, seconded by Hawkins, to approve the Budget Transfers and Amendments as submitted. Discussion was held. Motion Approved: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0

PAYMENT OF BILLS: Motion was made by Fessner, seconded by Hawkins, to approve paying of the Bills. Discussion was held. Motion Approved: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0

General Fund A	- Abs. #517-	Vouchers	- 321,324,325,328-333,335,337, 338,7213,7223,7226	\$	22,218.45
General Fund B	- Abs. #517 -	Vouchers	- 321,325,333-335	\$	705.17
Highway DA	- Abs. #517-	Vouchers	- 321,7209,7221,7222	\$	2,380.67
Highway DB	- Abs. #517-	Vouchers	- 7210-7222,7224,7225,7227	\$	151,317.85
Water Infrastr Improv	- Abs. #517-	Voucher	- 322,339,340	\$	204,954.39
Water Dist. #1	- Abs. #517-	Voucher	- 326,336	\$	9,915.28
Water Dist. #2	- Abs. #517-	Voucher	- 323,327	\$	953.30
Water Dist. #2 Ext.#2	- Abs. #517-	Voucher	- 336	\$	233.64

EXECUTIVE SESSION: Motion was made by Mitchell, seconded by Conklin, to move into an Executive Session at 8:59 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 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays: 0

RETURN TO REGULAR SESSION: Motion was made by Mitchell, seconded by Fessner, to end Executive Session and return to regular session at 9:20 PM. Motion Approved: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0

Motion was made by Mitchell, seconded by Fessner, that the Highway Superintendent be instructed to make repairs to the Burroughs driveway and surrounding area, provided that the Burroughs sign a waiver of future liability by the Town before November 21, 2015, and that said agreement be drawn up by the Town's Attorney. Motion Approved: Ayes 4 (Conklin, Mitchell, Fessner, and MacMillan) Nays: 1 (Hawkins)

MacMillan also reported that the Budget Hearing Dates are set for Monday October 5th and Monday October 19th at 6:00 PM.

ADJOURNMENT: Motion was made by Conklin, seconded by Fessner, to adjourn the meeting at 9:31 PM. Motion Approved: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0

Respectfully Submitted,

Margaret M. Gochenaur
Town Clerk