

York Town Board Meeting
October 8, 2024
7:00 p.m.

Present: Supervisor Gerald L. Deming. Councilmembers: Amos Smith, Lynn Parnell, and Jason Swede

Absent: Frank Rose Jr.

Others: Dennis House, Cindy Pond, Emily Conable, Robbin Dillon, Dustin Geiger, Joe McIlroy, Meghann Kendall & Laurie Piccardo (RG&E), George Worden Jr. (Highway Supt.) Josh Sova & Jacob Marchand (LaBella), Becky Lewis, Linda Bracchi, John Morgan, Eric Wies (CPL), Andrew Walton, Blaine VanRy, Kirk Richenberg and Davies Nagel.

Supervisor Deming opened the Town Board meeting at 7:00 p.m. and invited Clerk Harris to lead in the Pledge of Allegiance.

MINUTES:

RESOLUTION offered by Mr. Smith and seconded by Mr. Swede to approve the minutes of the September 10th, 2024 Regular Town Board meeting and September 23rd Work Session meeting. Voted on and approved, Yes-4, No-0.

BILLS:

RESOLUTION offered by Mr. Smith and seconded by Mrs. Parnell to approve all claims brought before the Board. Voted on and approved, Yes-4, No-0.

• General Fund Claim	# 263-296	\$32,190.75
• Consolidated Water/Sewer	# 214-242	\$143,352.71
• Highway Fund	# 144-158	\$222,768.48

PRIVILEGES OF THE FLOOR:

1)RG&E:

Meghann Kendall began by introducing herself and Laurie Piccardo as representatives from RG&E and Josh Sova & Jake Marchand from LaBella Associates, to discuss with the Board replacement of gas mains in the Town of York. Ms. Kendall indicated that RG&E is mandated each year to update 30 miles of vintage steel with new plastic piping, which aids in leakage issues. In the Retsof hamlet, roughly 100 residents will be affected.

Jacob Marchand outlined that technically there are two parts the repairs will encompass, first is Retsof Road, Retsof Ave and Evans Ave., with the second on Tenth Street. There have been ongoing conversations with Casey DeGraff and George Worden about RG&E plans, addressing comments and trying to alleviate pavement cuts as much as possible.

Councilman Smith inquired as to a timeline?

Mr. Marchand replied that their initial intention was to start this year but with the delays, it is looking more toward next year. Ms. Kendall added that RG&E does not have a specific date at this time but stated once again that they are required to repair 30 miles in a calendar year.

Councilman Swede asked for clarification again regarding pavement cuts.

Mr. Marchand answered where the utilities are located, ideally, we are working toward no cuts or minimal. Ms. Kendall added, RG&E will be responsible for all restoration.

Supervisor Deming asked Mr. Worden when will the Highway Department be paving in Retsof? Mr. Worden responded, with the existing project still happening, paving will happen next year.

Mr. Marchand gave a brief overview of the actual procedures that will take place, and then asked the Town Board if they had any questions.

Eric Wies (CPL), stated as the engineer for the Town of York, he did not have any questions pertaining to their upcoming repairs, but did inquire about the \$15,000 permit fee. Mr. Wies explained that the fee was based upon 8 hours per week for inspection and documentation purposes.

Councilman Smith commented, there has been some miscommunication with regard to what we are currently doing and what RG&E need to do as well, we just want to be on the same page through this.

Supervisor Deming stated the biggest issue is once sewer restoration is complete and grass begins to grow, RG&E will then begin their project, having to dig up what was done, which will certainly frustrate the residents in the Retsof area, and we completely understand it.

Mr. Marchand asked, we have additional projects in the future for the Town of York, will this be the same format?

Supervisor Deming answered that initial conversations will begin with Mr. Worden as our Highway Superintendent.

Councilman Smith inquired once the project starts, how long of a process is it?

Ms. Kendall replied for roughly 100 customers, it will take them a few months.

Mr. Worden asked if RG&E would work through the winter months, which Ms. Kendall replied they could if the weather cooperates. If the weather is favorable, we could start after the first of the year.

Supervisor Deming asked what are the other areas that have been discussed in York?

Mr. Marchand responded Genesee Street and service work on Tuttle Road with pressure changes.

Mr. Worden commented if RG&E is proposing to switch the pressure on Tuttle Road that could be an issue with our Genset. Mr. Marchand stated he will contact Mr. Worden with additional details about this matter.

Mr. Worden suggested going forward, when RG&E knows the areas they want to repair in the Town, please feel free to contact us and we can work with you in the event we have projects we are planning, in order to make the process smoother.

Supervisor Deming asked if RG&E has an issue with the permit fee CPL recommended? Ms. Kendall replied, it is with their legal department now.

Mr. Marchand inquired if the Board could approve the project(s) tonight or have to wait on the permit fee issue?

Supervisor Deming answered that the Board could approve this evening contingent upon the permit fee getting processed.

After no further questions...

RESOLUTION offered by Mr. Smith and seconded by Mr. Swede to approve the applications submitted by RG&E for replacement of gas mains in the Retsof area contingent upon the permit fee recommended by CPL. Voted on and approved, Yes-4, No-0.

2)Blaine VanRy:

Mr. VanRy stated that the York Historical Society held an event recently at the Inverness Cemetery, which is the oldest cemetery in the township. Mr. VanRy continued by saying that this cemetery is in need of attention especially with the dead tree located in the middle of it, that could at any time come down and crush the gravestones. Mr. VanRy suggested that the Board consider hiring this out, due to the workload the Highway Dept. has. The tree will more than likely need to come down in sections in order to protect the grave stones below. There is another dead tree in the back of the cemetery that should be removed as well as a large branch that currently sits on top of existing stones. Mr. VanRy hopes the Board will address the issue.

Supervisor Deming stated that he and Mr. Worden will visit the cemetery to review the work needed.

3)Linda Bracchi:

Mrs. Bracchi wanted to address the Board once again regarding Piffard and the work that still needs to be completed. Mrs. Bracchi stated she wanted to clarify in the minutes when she spoke to the Town Board at a previous meeting, she did not say that "no work had been done." The last communication the residents received was back in May and wondered if blacktop was going to happen before winter.

Mr. Worden answered if the weather holds, we will be able to get the blacktop completed.

4)Kirk Richenberg:

Mr. Richenberg asked to speak with the Board this evening on the following topics: Water and Highway.

Mr. Richenberg began by stating he was not aware that Mr. Wies was going to be present tonight and had questions for him as well.

Q- I have been asking about documentation for the Flats Road pump station, will you be preparing something for the Board?

Mr. Wies responded that he will not be creating a written document regarding the existing pump, but said he is comfortable with what is currently in place.

Mr. Wies addressed that we have been waiting on a formal announcement from NYSEFC (New York State Environmental Facilities Corporation), regarding whether or not we will be receiving grant funding for the pump station, which could come in Nov/Dec timeframe.

***EFC- assists communities in NYS with water quality infrastructure projects by providing access to low-cost capital, grants, and technical assistance.**

Mr. Wies stated once we hear from EFC and if successful, we would prepare RFP documents in order to then hire a firm to do a design, which could be early next year. Mr. Wies stated whether we rehab existing or buy new, it could be done next year or early 2026.

Q- Are we referring to the County big project?

Mr. Wies answered this is part of the regional project.

Q- Any money coming from AKZO Nobel?

Supervisor Deming and Mr. Wies both replied, yes and added if we receive a grant the difference in the cost would come from AKZO funds.

Q- Any other pending projects for the Town of York?

Mr. Wies replied- pump station, Craig Road, River Road and York Road West. All of these will be improvements for water quality.

Q- So the original project presented is no longer?

Supervisor Deming stated that the plan has evolved 25 times since the original presentation. Plan 7c eliminated the Oxbow.

Q- Livingston Co. W/S Authority is not supplying water through Hemlock?
Mr. Wies answered 90% is coming through Geneseo especially during hot spells, with 10% through Hemlock.

Q- Are there any drawings?
Supervisor Deming replied the drawings have not changed

- Pump Station remains in the exact location
- Added: Craig Rd, River Rd. & York Road West
- Replaced existing line on Rt. 36, Craig Road to the Railroad tracks and River Road, in order to make a loop.

Q- The original plan had many towns involved?
Mr. Wies answered the Towns involved are: York, Leicester, Avon and the Town & Village of Geneseo.

Q- If funding comes through, it won't change the debt service?
Supervisor Deming responded, if we do not receive funding, all would come from AKZO funds.

Q- What is the status of the truck?
Mr. Worden answered he was informed that the build date for the truck will be in November 2024.

Mr. Richenberg commented: I am happy to see tht the Town has retained new counsel.

5)Davies Nagel:

Mr. Nagel informed the Board that all Trail Town projects are completed this season for the Genesee Valley Greenway. There was some money left over that will be used for extra storage and paint, and encouraged the Board to stop down to view it.

Mr. Nagel also stated that an important event has been scheduled for Sunday, October 27th at noon, on Spring Street for the 30-year celebration of the Little Italy Nature Preserve sign designation and recent restoration by the York Historical Society. Mr. Nagel commented this area is a true testament of the immigrants coming here to embrace the American dream and needs to be recognized as an important piece of the Town of York history. All are invited to attend a walk through the Preserve as well as a light lunch at the location of the new kiosk that was built.

Mr. Nagel also inquired if anything is happening with the Greigsville project?
Supervisor Deming answered that the State has not sent the contract as of yet.

Blaine VanRy commented that the Veteran's banners are a great addition to the community, and family members are thrilled to see their loved ones honored. Mr. VanRy wished to thank Councilmember Parnell for spearheading this project and for the Highway Department for hanging the banners.

Councilwoman Parnell stated that she is very happy to see them up and also wanted to thank Mr. Worden and his guys as well as the office staff for their assistance

HIGHWAY REPORT:

Mr. Worden reported the following for the Highway Department:

- Speed limit signs in Fowlerville have been put up
- We still need to trim brush on River Road.
- We adjusted the existing speed limit signs on River Road
- We have been assisting Leicester with a road project & once completed, they will be assisting us in our township.
- The department really enjoyed putting up the banners and look forward to next year hopefully adding to it.

WATER/SEWER REPORT:

Mr. Worden reported the following for the Water& Sewer Department:

- The water meters have been read and quarterly bills mailed out to customers.
- Routine maintenance and daily checks have been going smoothly.

NEW BUSINESS:

1)2025 Tentative Budget:

Clerk Harris presented the 2025 Tentative Budget to the Board. Supervisor Deming stated that only one change has been made from the Sept 23rd budget work session meeting. The change is for the York Fire Department line item. When the Tentative Budget was prepared it reflected a 15% increase, but the Board has discussed the percentage and agreed that a 10% increase for this year's contract, with the line item now at \$245,512.00. The increase to the taxpayers would equate to 0.09%, which is \$0.31 per \$100,000 assessment.

RESOLUTION offered by Mr. Swede and seconded by Mr. Smith to accept the Tentative Budget presented as the 2025 Preliminary Budget with the change to the Fire Contract line item as discussed. Voted on and approved, Yes-4, No-0.

2)Overriding the Tax Cap

a-Public Hearing:

Supervisor Deming stated due to the fact that the proposed budget will be \$21,488.00 over the tax cap, we are required to proceed with a Local Law Public Hearing format.

RESOLUTION offered by Mr. Smith and seconded by Mrs. Parnell to schedule a Public Hearing for **Tuesday October, 22, 2024 at 5:00 p.m.** for the purpose of considering public opinion and comment on proposed Local Law #3 of 2024, to override the Tax Levy Limit established in General Municipal Law §.3-c. Voted on and approved, Yes-4, No-0.

3)Budget Hearing/Town Board Meeting:

RESOLUTION offered by Mr. Smith and seconded by Mrs. Parnell to schedule the 2025 Budget Hearing and Regular Town Board meeting for **Tuesday, October 22, 2024 at 5:30 p.m.** Voted on and approved, Yes-4, No-0.

***Town Board meeting will immediately follow the Budget Hearing**

4)Retsof Sewer Budget Modification:

RESOLUTION offered by Mrs. Parnell and seconded by Mr. Swede as follows:

TOWN OF YORK

RESOLUTION

**RETSEW SEWER DISTRICT
PROJECT BUDGET MODIFICATIONS**

WHEREAS, the Town of York has received funding from Rural Development for their Retsof Sewer District Project ("Project"); and

WHEREAS, the Town Board wishes to adjust project budget items to more accurately reflect actual costs and;

WHEREAS, Rural Development requires the Town Board to authorize all changes to the Administrative Budget as shown on the Form E; NOW, therefore be it

RESOLVED, that the Town Board of the Town of York authorizes the following Budget modifications for the Project:

Miscellaneous	Increase of	\$358.82
---------------	-------------	----------

I, Christine Harris, Town Clerk of the Town of York, do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of York on October 8, 2024, by the following vote:

	AYE	NAY
Gerald Deming, Supervisor	Aye	
Frank Rose Jr., Deputy Supervisor	Absent	
Amos Smith, Councilman	Aye	
Lynn Parnell, Councilman	Aye	
Jason Swede, Councilman	Aye	

Christine M. Harris
Christine Harris
Town Clerk – Town of York

Dated: October 8, 2024

5) Pay App #6:

a- M.W. Controls Service

RESOLUTION offered by Mr. Smith and seconded by Mr. Swede to approve Pay App #6 for M. W. Controls Service Inc. in the amount of \$12,750.77. Voted on and approved, Yes-4, No-0.

6)Change Order-GC-01:

a- STC Construction, Inc.

RESOLUTION offered by Mr. Smith and seconded by Mrs. Parnell to approve a Final Change Order to reconcile unused funds in the contract with STC Construction, Inc. decreasing the amount \$56,664.65. Voted on and approved, Yes-4, No-0.

7)Advertisement/Posting:

RESOLUTION offered by Mr. Smith and seconded by Mr. Swede to authorize the Clerk permission to advertise for the following vacancies by way of posting to the Town of York website:

Planning Board: 2 vacancies/5-year term, effective date January 1, 2025

Zoning Board of Appeals: 1 vacancy/5-year term, effective date January 1, 2025

Deadline date for submittals will be Tuesday, November 5, 2024.

8)Highway Employee:

RESOLUTION offered by Mr. Smith and seconded by Mrs. Parnell to hire Bryan Scott as an MEO for the Town of York Highway Department, effective October 28, 2024. Voted on and approved, Yes-4, No-0.

*Supervisor Deming reported that the Loader has finally arrived, met all specifications, and came in at the price quoted, \$204,000.00.

ADJOURNMENT

RESOLUTION offered by Mr. Swede and seconded by Mrs. Parnell to adjourn the Town Board meeting until October 22nd Public Hearing and Regular meeting. Voted on and approved, Yes- 4, No- 0.

Town Board meeting closed at 7:49 p.m.

Respectfully Submitted,
Christine Harris
Christine M. Harris, Clerk