

York Town Board Meeting
September 10th 2024
7:00 p.m.

Present: Supervisor Gerald L. Deming, Councilmembers Frank Rose Jr. (Deputy Supervisor), Amos Smith, Lynn Parnell, and Jason Swede.

Absent: None

Others: Ericka Elliott Esq. (Underberg & Kessler), Joe McIlroy, Robbin Dillon, Cynthia & Walter Pond, John Morgan, Corinne Aquilina, Dustin Geiger, David Deuel, Becky Lewis, Emily Conable, Linda Bracchi, Blaine VanRy, Robbie Hatfield, George Worden Jr. (Highway Supt), Leah Taylor and Kevin Wolfley.

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

MINUTES:

RESOLUTION offered by Mr. Swede and seconded by Mr. Smith to approve the minutes of the August 13th, 2024, Regular Town Board meeting and August 19th Special Town Board meeting. Voted on and approved, Yes-5, No-0.

ATTORNEY:

Supervisor Deming introduced the Town's new Attorney, Ericka Elliott Esq. from Underberg and Kessler, and asked her to convey a few words about her background.

Attorney Elliott briefly shared that she grew up in Livingston County (Lima) and attended University of Buffalo for her Law degree. Ms. Elliott stated with her firm, Underberg and Kessler, the Town would have the benefit of not only her services, but all her fellow attorneys, for any matter. Attorney Elliott inquired if the Board had any questions or concerns to be addressed, which they replied none at this time.

BILLS:

RESOLUTION offered by Mr. Smith and seconded by Mrs. Parnell to approve all claims brought before the Board. Voted on and approved, Yes-5, No-0.

- | | | |
|----------------------------|-----------|--------------|
| • General Fund Claim | # 238-262 | \$ 43,237.52 |
| • Consolidated Water/Sewer | # 193-213 | \$162,612.02 |
| • Highway Fund | # 130-143 | \$ 43,976.36 |

PRIVILEGES OF THE FLOOR:

1)Cindy Pond:

Cindy began by saying that she and her husband have resided at 2247 River Road for a few years now and have noticed a definite increase in cars exceeding the speed limit. The early morning commuters and then late afternoon drivers are the worst time frames. We have a number of neighbors walking, biking; pre-teens on dirt bikes etc. using the roadway and it has become quite dangerous. Mrs. Pond added she is very cautious when pulling out of her driveway due to this situation. Cindy reported that she has reached out to the Livingston County Sheriff's Department and is now asking the Town for assistance, perhaps with signage improvement. Currently there are two (2) 35mph signs on River Road and they are near one another, maybe blinking lights on the signage could be installed to get the drivers attention to slow down. Another suggestion would be to have radar detection signs posted, as well as Sheriff Department presence in the area.

Supervisor Deming stated we can certainly follow up with the Sheriff's Department and will call them tomorrow morning.

Robbie Hatfield added that tree growth has covered signage on River Road and wondered if trimming could take place. Mr. Worden replied we can trim limbs in the area and noted that he may have to alter additional spots for clearer visibility as well.

Supervisor Deming asked Mr. Worden about the signage we have for Route 63 that is not being used currently, can we utilize it on River Road? Mr. Worden responded that we can use it on River Road.

Mr. Worden suggested perhaps notifying the NYS Troopers to be involved on River Road as well as the Sheriff's Department for additional presence.

Mrs Pond submitted the following documentation for the Board members:

Public Concern about Speeding in hamlet of Fowlerville

Thank you, Supervisor Deming, for the privilege of addressing the Board this evening about a neighborhood concern in the hamlet of Fowlerville, NY.

I am Cindy Pond and I have resided at 2247 River Road in Fowlerville since March, 2020. I am joined this evening by several neighbors who also keep a close watch in our neighborhood: Walter Pond, Rob Hatfield, Corinne Aquilina, Robbin Dillon, Leah Taylor and Kevin Wolfley.

There is a 35 mph speed limit on River Road. With increasing frequency, we have noticed a significant increase in the speed of the cars, farm equipment, delivery trucks and 18 wheel trucks that traverse River Road several times a day.

Starting at 5:30 am, with the morning commuters, it is NOT uncommon to see vehicles traveling to and from the stop sign on the corner of River Road and Fowlerville Road seemingly in excess of the posted speed. This continues throughout the day with yet again another very significant speed increase with the afternoon commuters.

In addition, there is a slight rise to River Road as you come into the hamlet (traveling South to North on River Rd) with at least two blind driveways (Robbin Dillon and the Pond's driveway.)

The vehicles speeding on our section of River Road is unacceptable. We have families with strollers who are walking on the shoulder of the road, neighbors who are walking their dogs on the shoulder, young boys who ride their bikes on River Road. In addition, we have a paraplegic resident who lives on Fowlerville Road who ferries his wheelchair bike around the block on days weather permitting, often at the late afternoon period.

Of course, our Schools are now in session which puts those young boys on the road, riding bikes, at 3:30-4:00 when the afternoon commuters begin.

We do feel there are some reasonable changes:

- A. I have reached out to the Livingston County Sheriff and filed a Traffic Watch Report with a dispatcher (8/22/2024).
- B. Improved signage is another change. There are two signs close to the corner of Fowlerville and River roads. Then there is a very long gap just after the Aquilina's house. We would suggest improving the spacing of the 35 mph Speed signs on the west side (going south on River Road.) We also would like to consider having "blinking lights" on the top of those signs to cue drivers that this area is residential!
- C. Perhaps we could consider a "Children Playing" or "Blind Driveway" signs to be added.
- D. We would request a Blinking Radar Speed Display once every three months on River Road in another effort at deterring speeding vehicles. Twice in the past year I have seen one installed on Fowlerville Rd as you enter the hamlet but not on River Road since 2020.
- E. I will be making another appearance at the Sheriff's office in late September to support our efforts to encourage appropriate speed limit driving behaviors.

Thank you for your time and consideration.

35MPH FLASHING SPEED LIMIT SIGN



PRODUCT APPLICATIONS

Our Solar LED Flashing Speed Limit Sign (SPFL) is a bright and energy efficient traffic sign that is built for durability and will increase driver awareness whenever it is placed.

- INCLUDES:**
- SOLAR PANEL
 - SOLAR BATTERY
 - MOUNTING BRACKET
 - INVERTER/CONTROLLER
 - LEDS
 - MOUNTING POST

- Our bright LED flashing Speed Limit Sign is part of a solar traffic safety series
- This sign's bright flashing LED lights and reflective 3M material can be seen from over 2000' and makes for a great addition for safety pertaining to reducing speed ahead
- Made with an aluminum sign board and solar board is MUTCD (R2-1) specifications
- Sign has a rechargeable battery and mountable solar panel that makes this product energy efficient and easy to use in locations where there is sunlight

PRODUCT SPECIFICATIONS

- TYPE:** Solar Traffic Safety Sign
CODE: CSPFL01-035
MUTCD CODE: R2-1
- SOLAR PANEL:** 12V/5W monocrystalline silicon
BATTERY: 7.4V Lithium battery 4400 mAh
BATTERY SPAN: 3-5 years
WORKING TIME: After one full charge, 5-7 consecutive days
WORKING MODE: 24/7 or Day to Dawn
OPTIONAL: Timer Activator (+\$100)
- VISUAL DISTANCE:** >2000 feet
- DIMENSIONS:**
- **PRODUCT:** 18" (H) x 24" (W)-Inches (rectangle)
 - **SHIPPING:** 28" (H) x 28" (W) x 6" (D)-Inches
- WEIGHT:** 10lbs (without Junction box)
- LED LIGHT COLOR:** White
- REFLECTIVE SHEETING:**
- **STANDARD:** Engineer grade reflective sheeting
 - **OPTION:** Diamond grade
- MUTCD COMPLIANT**
- OTHER SPEED AVAILABLE**
- Option: Fluorescent Yellow Green (only in Diamond Grade)



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MUTCD GUIDELINES

- The CSPFL01-035 adheres to the MUTCD Standards found within MUTCD Guidelines Section 2A.07 for Retroreflective and Illumination
- Backscatter of a sign by light emitting diodes (LEDs)
 - Sign Elements to be Illuminated (1) Symbols or word message (2) Portion of the sign border
 - LEDs are placed within 1/8 inch of border and every 1/2 inch
 - LEDs are red in color
 - LEDs are within 1/2" in width
 - LEDs's flashing at a rate of 80 times per minute

Highway Supt Mr. Worden suggested 4-way stop signs on Fowlerville Road, where it intersects with River Road and MacIntyre Road. Currently only MacIntyre & River Road traffic have STOP signs.

The Board commented that the 4-way stop on Chandler Road has worked well, so we might want to consider this in the Fowlerville area too.

3)Linda Bracchi:

Mrs. Bracchi began by thanking the Town for the work completed so far but wondered when the remainder would be finished. There has not been any activity in Piffard since May 24th and a great deal of stone and weeds have grown up. Mrs. Bracchi asked if there is a plan going forward, since the area has experienced a mess for well over a year now.

Mrs. Bracchi commented that the playground equipment the Town purchased for a total of \$20,000.00 and stated that she reviewed equipment, and it was much cheaper than what the Town paid and questioned if equipment for older children had been discussed or will this be all that the playground will have. The basketball court used to be utilized as well.

Supervisor Deming answered that we do have additional plans to add to the existing playground equipment, but not until work is completely done in Piffard. Mr. Deming added we have purchased a new basketball hoop and pole that needs to be installed, it is down at the Highway Department right now.

Mr. Worden acknowledged that they do have more road work still to do as well as shoulder repair. Topsoil and seed had been placed in areas, but heavy rains have washed it out and will need to be re-done. Mr. Worden stated we are looking closer to the end of the month for work to take place.

** The following pictures were submitted by Piffard residents, Tim and Deana Gardner who were unable to attend .

9/5/24, 11:12 AM

20240818_152943.jpg



9/5/24, 11:13 AM

20240818_162915.jpg



9/5/24, 11:33 AM

20240827_182252.jpg



9/5/24, 11:18 AM

20240818_163226.jpg



9/5/24, 11:15 AM

20240826_180939.jpg



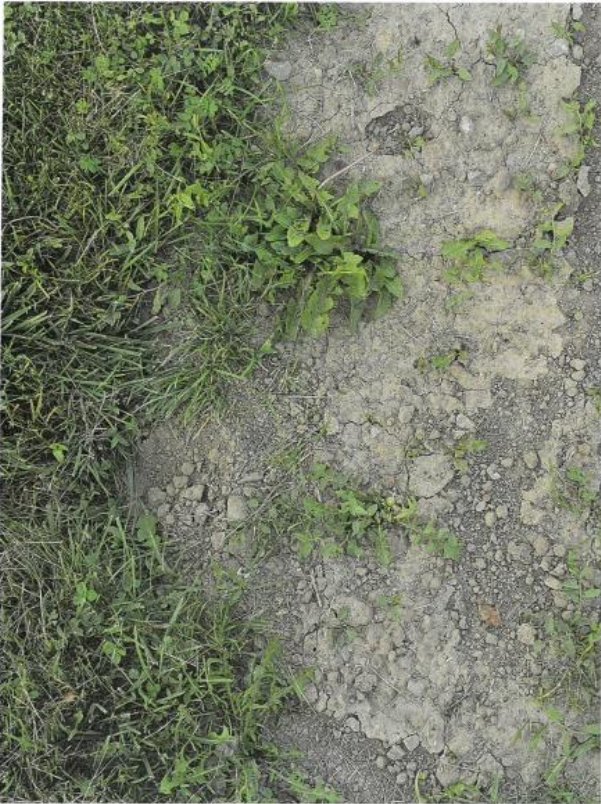
9/5/24, 11:15 AM

20240818_164112.jpg



9/5/24, 11:16 AM

20240826_181018.jpg



9/5/24, 11:14 AM

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9/5/24, 11:16 AM

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9/5/24, 11:17 AM

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9/5/24, 11:18 AM

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9/5/24, 11:19 AM

20240826_181211.jpg



9/5/24, 11:19 AM

20240826_181325.jpg



9/5/24, 11:20 AM

20240827_181286.jpg



9/5/24, 11:22 AM

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9/5/24, 11:22 AM

20240827_181253.jpg



9/5/24, 11:31 AM

20240827_181308.jpg



9/5/24, 11:31 AM

20240827_181302.jpg



9/5/24, 11:32 AM

20240827_182054.jpg



9/5/24, 11:34 AM

20240827_181318.jpg



HIGHWAY REPORT:

Mr. Worden reported the following for the Highway Department:

- We experienced some rain events that took down a tree, sign damage on Wallace Road and limbs in a number of locations.
- For the Retsof Sewer project, milling will take place on the 23rd and paving base on the 30th.
- Gas company has expressed a desire to update their lines in Retsof but with all of the work completed with our contractor, Mr. Worden felt the need to involve our engineers to discuss further with them. Mr. Worden stated that a conference call was scheduled, but has not heard anything further. Mr. Worden commented that the gas company indicated that the Retsof area was a “high leak area” and the reason for the update, but they would be working in the same area we are currently working. Mr. Worden added, if they were to be completed first, we would be tasked with all the restoration. His thought is to do a binder on the road this year and top it next year. It will be smooth for the winter season for the residents, and can finish it off next year.
- Drainage in Retsof still needs to be addressed by CPL.

WATER/SEWER REPORT:

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

- The Water personnel are currently reading meters for the October billing cycle.
- Employees at the Water/Sewer Department are working out very well.

We have applicants for Water/Sewer and Highway Department, we need to proceed with interviews.

OTHER:

1)Ezard update:

Mr. Worden updated the Board, at the August 13th meeting, Jay Ezard discussed with the Board storm drainage issues in Piffard. Mr. Worden stated after further review of the area, the manhole is a brick layed manhole, but he is unable to locate where it goes, even after walking the entire area. The only thing we can confirm is that the manhole is in our right of way. When repairs need to take place ,we will more than likely need an easement from Don & Tammy Gullo.

Councilman Rose inquired about Ezard’s line, which Mr. Geiger replied they have a sump pump and a slow gravity drain, and Mr. Worden added, they do not have enough pitch to alleviate the excess water.

Supervisor Deming instructed Mr. Worden to contact CPL to review the situation to determine a resolution.

OLD BUSINESS:

1)York UP Church:

Supervisor Deming stated that the Board discussed at our last meeting, a request from the York United Presbyterian Church to waive the applicable fee for the sign permit they recently applied for. The Church had already paid for the variance hearing requirement but would like the Board to consider waiving the sign permit fee.

Supervisor Deming commented that Mr. Peter verified all other previous non-profits have paid for permits they have applied for in the past but asked if the Board wanted to waive the fee for this request. The Board asked Attorney Elliott how other towns have handled permit fees for non-profits. Attorney Elliott replied in other municipalities permit fees remain as is.

RESOLUTION offered by Mr. Smith and seconded by Mrs. Parnell to reject the request submitted by the York United Presbyterian Church to waive the application fee for the new signage. Voted on and approved, Yes-5, No-0.

NEW BUSINESS:

1)Pay App #4 (Retsof Sewer)
a – Base Bid A

RESOLUTION offered by Mr. Swede and seconded by Mr. Rose to approve Pay App #4 – Base Bid A for Genesee Valley Construction, LLC in the amount of \$100,844.69. Voted on and approved, Yes – 5, No – 0.

2)Pay App #5 (UV Disinfection)

RESOLUTION offered by Mr. Rose and seconded by Mr. Swede to approve the Pay App #5 for MW Controls Service, Inc., in the amount of \$13,289.98. Voted on and approved, Yes-5, No-0.

3)Trail Town report:

****Report was submitted by Davies Nagel:**

Trail Town Report - 9/10/24


1. Grant updates.
2. Update on Greigsville Corners grant?
3. York Historical/Trail Town Happenings:

**The Town of York
Historical Society Presents:**

September 28


A special "Hike Through History" to the unique Inverness Cemetery.

- ◆ *The hike will be lead by Steve Gates, the Town of York Historian.*
- ◆ *The 0.3 mile hike will begin at 1PM on Saturday, September 28th from McVean Road in the Hamlet of Fowlerville.*
- ◆ *Enjoy light refreshments at the cemetery.*
- ◆ *Assisted rides to the cemetery available.*



October 27

A Celebration: "Thirty Years on Spring Street". In conjunction with the Little Italy Nature Preserve, Inc. and the Town of York Trail Town Committee, we will celebrate the 30 year anniversary of the Little Italy sign dedication and recent restoration by the York Historical Society.



◆ *The celebration will begin at NOON on Sunday October 27 on Spring Street in Retsof.*

◆ *Enjoy a walk through the Preserve as well as a light lunch at the location of the new kiosk currently under construction.*

All proceeds collected will be designated for the ADA compliant bathroom install at the Society's Warren House.

4)Hometown Heroes update

Councilwoman Parnell informed the Board and Mr. Worden that the Hometown Heroes banners have been delivered to the office and now are waiting to be put in place. We have a total of 56 Veterans banners, and when those come down for the season the Welcome to the Town of York banners will go up. Mrs. Parnell stated that she and the office reviewed each banner and commented how well they turned out.

ADJOURNMENT

RESOLUTION offered by Mr. Smith and seconded by Mr. Swede to adjourn the Town Board meeting. Voted on and approved, Yes- 5, No- 0.

Town Board meeting closed at 7:35 p.m.

Respectfully Submitted,
Christine M. Harris,
Christine M. Harris, Clerk