

**WALWORTH TOWN BOARD – REGULAR MEETING
1 OCTOBER 2009**

Presiding Supervisor Plant called the regularly scheduled Town Board meeting, held at the Walworth Town Hall, 3600 Lorraine Drive, to order at 7:30 PM.

Present:	Frank Maciuska	Councilman
	Patricia Marini	Councilwoman
	Suzi Hawkins-Mance	Councilwoman
	Susie Jacobs	Town Clerk
	Robert Burns	Sewer Superintendent
	Jacqueline Van Lare	Recreation Director
	Edward Parrone	Engineer for the Town
	Denise Munson	Attorney for the Town
Absent:	Thomas Yale	Councilman

MINUTES:

Motion by Councilwoman Hawkins-Mance to table the Minutes of September 17, 2009, meeting, as presented.

Seconded by Councilwoman Marini.

Adopted: Vote Ayes 4 Nays 0

MINUTES:

Susie Jacobs, Town Clerk, commented that the following minutes had been submitted and were pending Town Board approval:

- August 6, 2009, Regular Meeting
- September 3, 2009, Regular Meeting
- September 3, 2009, Special Meeting Tri-Board
- September 10, 2009, Budget Work Session
- September 24, 2009, Special Work Session

Councilwoman Hawkins-Mance stated that these minutes had already been tabled and that the Motions would stand.

CORRESPONDENCE:

Susie Jacobs, Town Clerk, had nothing to enter into record.

“CATCH-A-KID” AWARD:

A “Catch-a-Kid Award” was presented to Aubrey Richardson for showing interest and participating in our town government and for the courage to speak in front of the Planning Board and deliver her message.

“CATCH-A-KID” AWARD:

A “Catch-a-Kid Award” was presented to Mari Grace Zoyack for showing interest and participating in our town government and for the courage to speak in front of the Planning Board and deliver her message.

RESIDENT REQUESTS PRIVILEGE OF THE FLOOR:

A resident requested Privilege of the Floor just after the “Catch-a-Kid Award.” Supervisor Plant indicated that he had not signed up for Privilege of the Floor and asked him to stop speaking. The resident continued to plead his case, indicating that he had not been able to have his concerns addressed adequately during business hours. Councilman Maciuska stated that he had met with the resident and

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attempted to address his concerns. Supervisor Plant asked that the public hearing notice be read. The resident left the meeting.

PUBLIC HEARING PROPOSED LOCAL LAW NO. 6 OF THE YEAR 2009:

Susie Jacobs, Town Clerk, stated that the notice of Public Hearing for Proposed Local Law No. 6 of the Year 2009 was duly published 2 times in the Town's official newspaper on September 20 and September 27, 2009, with the same dates being posted at the Town Hall. Copies were available for the public.

Motion by Councilwoman Hawkins-Mance to waive the reading of the Legal Notice.
Seconded by Councilman Maciuska.
Adopted: Vote Ayes 4 Nays 0

Supervisor Plant declared the Public Hearing opened.
Time: 7:37 PM.

No comments were heard from the public.

Motion by Councilwoman Hawkins-Mance to close the Public Hearing.
Seconded by Councilman Maciuska.
Adopted: Vote Ayes 4 Nays 0
Time: 7:38 PM.

RESOLUTION 91-09 ADOPTION LOCAL LAW NO. 6 OF THE YEAR 2009 – BINGO:

Councilwoman Hawkins-Mance offered the following Resolution 91-09 and moved its adoption. Seconded by Councilwoman Marini to wit:

LOCAL LAW NO. 6 OF THE YEAR 2009

CHAPTER 93
BINGO

§ 93-1. Bingo permitted; restrictions.

It shall be lawful for any authorized organization, as defined in § 476 of Article 14-H of the General Municipal Law, upon obtaining the required license, to conduct the game of bingo within the territorial limits of the Town of Walworth, subject to the provisions of this chapter, Article 14-H of the General Municipal Law and Article 19-B of the Executive Law, and any amendments to any of the foregoing, and the following restrictions:

§ 93-2. Conduct of game

The conduct of bingo in the Town shall be subject to the requirements of this chapter, Article 14-H of the General Municipal Law of the State of New York and Article 19-B of the Executive Law of the State of New York, and any amendments to the foregoing. This Chapter incorporates the provision of those Statutes as if fully set forth herein.

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§ 93-3. Sunday games authorized

The game of bingo conducted within the Town, pursuant to a license issued in accordance with this chapter and the applicable statutes and rules; may be operated by authorized organizations on the first day of the week, commonly known as “Sunday”.

§ 93-4. Penalties for offenses

The unauthorized conduct of a bingo game and any willful violation of any provision of this chapter or of the Laws of the State of New York shall constitute and be punishable as a misdemeanor.

§ 93-5. Approval by the electorate required

The chapter will not become operative or effective unless and until it shall be approved by a majority of the qualified electors of the Town of Walworth voting on a proposition therefore at a special or general election to be held on _____ day of November, between the hours of 6 AM and 9 PM. If such proposition is approved as aforesaid, this chapter shall take effect on the _____ day of November, 200_____.

Adopted this 1st day of October, 2009, at the meeting of the Town Board.

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

Resolution carried.

PRIVILEGE OF THE FLOOR:

Mr. Paul Deminck expressed displeasure that New York State would be turning to the taxpayers to make up the difference in State retirement monies lost in the stock market. He added that the Town needed to keep spending to a minimum moving forward.

RECESS:

Supervisor Plant indicated that a short recess would be taken.
Time: 7:37 PM.

RECONVENE:

The meeting reconvened.
Time: 7:42 PM.

DEPARTMENT HEAD REPORTS:

HIGHWAY DEPARTMENT –
Mike Frederes provided a CHIPS update.

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SEWER –
Robert Burns submitted the following:

**TOWN OF WALWORTH
WASTE WATER TREATMENT FACILITY
3451 Ontario Center Road
Walworth NY 14568**

Rob Burns, Sewer Superintendent
sewer@townofwalworthny.gov

315-986-3415 PHONE
315-986-1741 FAX

September 29, 2009

For the Attention of:
Supervisor Robert Plant
Walworth Town Board Members

Tim O'Grady from Leo J. Roth Corporation performed an energy audit at the Walworth Wastewater Treatment Plant. His recommendation for changes in order to optimize the most cost effective and timely payback would be to lighting, as most of the fixtures are the originals from 1973, with a few being replaced during the 1985 upgrade and a handful in the lab/office from the 2000 construction upgrade.

Attached is a quote for the purchase price and a table showing a lease option.

I would like to proceed on the project purchase price of \$9,361.00. The 10 year savings, factoring in a 5% utility increase per year, is \$50,681.00 with a savings the first year of \$2,888.00. This would be a 3.25 year payback.

The project would be expended from our utility line SS8130.401. The utility line for 2008 was budgeted at \$12,500.00 per month (\$150,000.00 annually) for all combined utilities. Due to the decrease in charge per Kilowatt hours at the Wastewater Treatment Plant our combined monthly utilities have averaged \$10,500.00, leaving a balance of \$63,000.00 as of October 1, 2009. Following this pattern, the combined monthly utilities for October, November and December 2009 would equal \$31,500.00, leaving a balance at the end of the year of \$31,500.00. This balance allows ample money to proceed with this project as soon as possible so that we can begin to see a return on our investment.

Thank you.

Respectfully submitted,



Rob Burns,
Walworth Wastewater Superintendent

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LEO J. ROTH CORPORATION

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MECHANICAL • SHEET METAL • PLUMBING • ROOFING • BUILDING AUTOMATION • SERVICE DIVISIONS • FACILITIES MANAGEMENT
September 25, 2009

Town Of Walworth
3451 Ontario Center Road
Walworth, New York 14568

Attn: Robert Plant

Re: Lighting Energy Costs, Walworth Sewage Facilities

Dear Bob:

Changing your lighting is an easy way to cut energy usage and expenses.

Our Survey recommends the following replacement lights and fixtures:

				Quantity
BLDG#1				
4-lamp eco Fixture				9
4' 2-lamp Fixture				3
BLDG#2				
4-Lamp Eco Fixture				15
4' 1-lamp T-5				13
Bldg#3				
4' 1 lamp T-5				8

Project Cost: \$9,361.00
Projected Savings (usage and Demand)...\$2,888.00

ESTABLISHED 1948

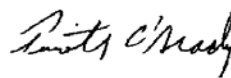
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	savings	% increase	Lease cost	Cashflow
Year 1	2888		2292	596
Year 2	3235	12%	2292	943
Year 3	3623	5%	2292	1331
Year 4	4057	5%	2292	1765
Year 5	4544	5%	2292	2252
Year 6	5090	5%	1	5090
Year 7	5700	5%		5700
Year 8	6384	5%		6384
Year 9	7151	5%		7151
Year 10	8009	5%		8009
	50681			39221
	\$50,681.00	Total 10 Year Savings		
	\$39,221.00	net Positive cashflow		

**Bob, if you lease this project, you will get a positive return the first year.
After 5 years, the lease ends and you own the equipment for a payment of \$1.
This is a great investment.
Lease rates can vary, but this is representative of current rates in 2009.

Bob, feel free to contact me with any questions, comments, or changes.

Sincerely,
LEO J. ROTH CORPORATION



Tim O'Grady
LEED® A/P

TO:ms

LEO J. ROTH CORPORATION

ESTABLISHED 1946

Motion by Councilman Maciuska authorizing the expenditure of \$9,361.00, as presented by the Sewer Superintendent.
Seconded by Councilwoman Marini.

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

Motion carried.

RECREATION –
Nothing reported at this time.

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ENGINEER-

Nothing reported at this time.

TOWN CLERK – 2010 TENTATIVE BUDGET

Susie Jacobs commented that the 2010 Tentative Town Budget had been filed, as required by New York State Law, and she had been advised that Council members were supplied their copies of the tentative budget prior to the meeting.

COMMITTEE REPORTS:

CABLE COMMITTEE

Councilman Maciuska stated that cable was once again changing channels; it appears there will be more high definition channels.

PARKS & RECREATION COMMITTEE

Councilwoman Marini commented that the next meeting would be October 22, 2009.

TOWN COMPLEX STUDY GROUP II

Councilwoman Hawkins-Mance stated that the committee was on “hold” until after the first of the year.

AUTHORIZE INTEGRATED SYSTEMS AGREEMENT:

Motion by Councilman Maciuska authorizing the Town Supervisor to sign an agreement with Integrated Systems.

Seconded by Councilwoman Marini.

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

Motion carried.

AUTHORIZE LOLLYPOP FARMS (THE HUMANE SOCIETY OF ROCHESTER AND MONROE COUNTY, INC.) AGREEMENT:

Motion by Councilwoman Hawkins-Mance authorizing Supervisor Plant to sign the agreement with Lollypop Farms (The Humane Society of Rochester and Monroe County, Inc.).

Seconded by Councilman Maciuska.

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

Motion carried.

LEAF DROP-OFF:

Motion by Councilwoman Hawkins-Mance authorizing leaf drop-off at Ginégaw Park for Town residents; this service is being offered through the County. Costs to the Town will include the advertisement and manpower on our end.

Seconded by Councilwoman Marini.

Adopted: Vote Ayes 4 Nays 0

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EXECUTIVE SESSION:

Motion by Councilwoman Hawkins-Mance to enter into executive session to discuss proposed, pending or current litigation.

Seconded by Councilwoman Marini.

Adopted: Vote Ayes 4 Nays 0

Time: 7:52 PM.

RECONVENE:

Supervisor Plant reconvened the regularly scheduled meeting.

Time: 8:15 PM.

ADJOURNMENT:

Motion by Councilwoman Hawkins-Mance to adjourn.

Seconded by Councilwoman Marini unanimously carried.

Time: 8:16 PM.

Respectfully Submitted,

Susie C. Jacobs
Town Clerk