

**WALWORTH TOWN BOARD - REGULAR MEETING
MAY 4, 2006**

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

Board members present:	Daniel Keyes	Councilman
	Patti Marini	Councilwoman
	Suzi Hawkins-Mance	Councilwoman
	Thomas Yale	Councilman
Town employees present:	Michael Frederes	Highway Superintendent
	Debora Germain	Parks & Recreation Director
	Paul Russell	Town Engineer
	George Schaller	Sewer Superintendent
	Karen Ambroz	Town Assessor
	Susie Jacobs	Town Clerk

MINUTES:

Motion by Councilwoman Marini to approve the Minutes of April 20, 2006, as presented.

Seconded by Councilman Keyes.

Adopted: Vote Ayes 5 Nays 0

CORRESPONDENCE:

There was no correspondence.

RECOGNITION OF RED APPLE:

Red Apple Kwik Fill was presented with a certificate of recognition from Wayne County PROUD (Promoting the Reduction of Underage Drinking) Partnership, recognizing them for their commitment to refuse the sale of alcohol to minors.

PUBLIC PARTICIPATION:

Nothing was presented.

PUBLIC HEARING LOCAL LAW #3 - SEWER CONNECTION FEES:

Motion by Councilwoman Marini to waive the reading of the legal notice.

Seconded by Councilman Keyes.

Adopted: Vote Ayes 5 Nays 0

PUBLIC PARTICIPATION:

Jim McIndoe asked that the Local Law be explained in further detail. Council members responded.

Motion by Councilman Yale to close the hearing.

Seconded by Councilman Keyes.

Time: 7:47 PM

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

Motion carried.

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ADOPTION LOCAL LAW #3 – SEWER CONNECTION FEES:

Councilman Yale offered the following Resolution **23-06** and moved its adoption.

Seconded by Councilman Keyes to wit:

BE IT RESOLVED that Local Law No. 3 of the Year 2006, entitled “A LOCAL LAW AMENDING CHAPTER 151 ENTITLED ‘Subdivision: Site Plan Review’ OF THE TOWN OF WALWORTH MUNICIPAL CODE” be adopted.

BE IT ENACTED by the Town Board of the Town of Walworth, New York, as follows:

SECTION 1. “AMENDING CHAPTER 151 OF THE MUNICIPAL CODE.”

That Chapter 151 entitled “Subdivision; Site Plan Review” is amended as follows:

1. That Chapter 151-46 entitled “Sewer Hookup Fees” is hereby amended to read as follows:

- A. Sewer hookup fee shall be paid to the town upon application for a building permit to construct a structure on any lot or parcel. Such application shall not be deemed complete until the sewer hookup fee is paid. The amount of the fee is eight and fifty hundred (\$850.00) and it is computed as follows: eight hundred (\$800.00) as a connection charge for the connection of the sewer laterals to the main sewer line and fifty dollars (\$50.00) for the inspection of the connection.

SECTION 2. EFFECTIVE DATE.

This local law shall take effect immediately after filing in the Office of the Secretary of State.

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

Resolution adopted.

PUBLIC HEARING LOCAL LAW #2 – SEWER FEES:

Motion by Councilman Yale to waive the reading of the legal notice.

Seconded by Councilwoman Marini.

Adopted: Vote Ayes 5 Nays 0

PUBLIC PARTICIPATION:

Jim McIndoe asked that the Local Law be explained in further detail. Council members responded.

Motion by Councilman Yale to close the hearing.

Seconded by Councilwoman Hawkins-Mance.

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

Motion carried.

Time: 7:52 PM

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ADOPTION LOCAL LAW #2 – SEWER FEE:

Councilman Yale offered the following Resolution **24-06** and moved its adoption.

Seconded by Councilwoman Hawkins-Mance to wit:

BE IT RESOLVED that Local Law No. 2 of the Year 2006, entitled “A LOCAL LAW AMENDING THE TOWN OF WALWORTH MUNICIPAL CODE MORE PARTICULARLY AMENDING CHAPTER 139 ENTITLED “SEWERS”, PERTAINING TO SEWER RENTS SETTING FORTH SEWER RENT CHARGES AND PROVISION FOR MINIMUM SEWER RENT NOT TO BE CHARGED IN CASE OF DISCONNECT FOR MORE THAN 30 CONTINUOUS DAYS” be adopted.

BE IT ENACTED by the Town of Walworth, County of Wayne, New York, as follows:

SECTION 1. Amending Chapter 139-6 of the Town of Walworth Municipal Code is hereby amended as follows:

1. That Subdivision A of 139-6 entitled “Amount; collection; late and additional charges; notification of charges; responsibility of sewer district” is hereby amended to read as follows:
 1. Amount. Each unit shall pay a minimum charge of \$58.40 for each three-month period for sewer rent. In the event that the three months’ water consumption exceeds 16,000 gallons, then the unit shall also pay \$3.50 for each additional 1,000 gallons or part thereof of water consumed as determined above during the three months covered by the water bill.

SECTION 2. EFFECTIVE DATE, October 1, 2006

This local law shall take effect immediately after filing in the Office of the Secretary of State.

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

Resolution adopted.

DEPARTMENT HEAD REPORTS:

HIGHWAY DEPARTMENT -

Mike Frederes, Highway Superintendent, reported that all highway employees have completed their ICS100 and NIMS700 training, which are both essential to receiving FEMA funding; and certificates are on the way.

Mike Frederes, Highway Superintendent, stated that the Town should receive an increase of 14% in chips funding, about \$8,500.00, due to the lobbying efforts in Albany. However, paving materials are up 30 – 40 percent over last year.

PARKS & RECREATION –

Deb Germain, Recreation Director, thanked the Highway Department for a very nice job done on the road at Dolomite Park.

SEWER DEPARTMENT –

George Schaller, Sewer Superintendent, reported that he and his employees also completed their ICS100 and NIMS700 training, and certificates are on the way.

ASSESSOR DEPARTMENT –

Karen Ambroz, Assessor, stated that the tentative roll is available for public viewing at the Town Hall during regular office hours. She will also start scheduling appointments Monday, May 8, 2006, for grievance day: May 23, 2006.

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TOWN CLERK DEPARTMENT –

Susie Jacobs, Town Clerk, advised everyone that she had attended a NYSTCA conference.

COMMITTEE REPORTS:

PERSONNEL - Councilwoman Marini reported that she requested from department heads a list of all employees' hours and work locations by May 3, 2006, as well as a list of job descriptions for all employees by May 31, 2006.

UNLICENSED VEHICLES COMMITTEE - Councilman Yale reported that he has submitted a draft letter to the Town Attorney for comment and development regarding amending the laws pertaining to junk cars and unlicensed vehicles.

RECEIVER OF TAXES 2006 REPORT:

Motion by Councilman Yale to accept and file the final report for 2006 from the Receiver of Taxes.

Seconded by Councilwoman Hawkins-Mance.

Adopted: Vote Ayes 5 Nays 0

WEST WALWORTH CEMETERY ASSOCIATION:

Motion by Councilman Keyes to accept and file the request presented from the West Walworth Cemetery Association.

Seconded by Councilwoman Marini.

Adopted: Vote Ayes 5 Nays 0

Supervisor Plant was advised by Council members to check with Norm Druschel, Building Inspector, for the legal paper trail and deed.

OUT OF DISTRICT SEWER SERVICE PRESENTATION:

An engineer for Shelley Associates presented a proposal for a parcel on Walworth Penfield Road that is being sold and is currently not in the Walworth Sewer District. He is requesting that this property be granted "out of district service" or the district be modified to include this parcel of land. Councilman Yale advised that this request should be sent to the Town Attorney for further consideration, for an answer by the next Town Board meeting.

FARM LAND GRANT BUDGET & PRIORITIZATION:

Motion by Councilwoman Marini to approve the proposed 2006 Draft Summary Budget for USDA FRPP between the Town of Walworth and the Genesee Land Trust.

Seconded by Councilwoman Hawkins-Mance.

Roll call vote:	Supervisor Plant	Aye
	Councilman Yale	Aye
	Councilman Keyes	Abstained
	Councilwoman Marini	Aye
	Councilwoman Hawkins-Mance	Aye

Motion carried.

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FARM LAND GRANT OPTION:

Councilwoman Hawkins-Mance offered the following Resolution **25-06** and moved its adoption, Seconded by Councilwoman Marini to wit:

BE IT RESOLVED that Supervisor Plant is authorized to submit with the Genesee Land Trust an application for funds, not to exceed \$103,338.00 from the USDA National Resource Conservation Service 2006 Farm and Ranchland Protection Program for the Wilbert farm, to use as a match with the NYS Department of Agriculture and Markets Farmland Protection Program and

BE IT FURTHER RESOLVED that Supervisor Plant is authorized to sign on behalf of the Town of Walworth an option to purchase an agricultural conservation easement with the Genesee Land Trust and David Wilbert, as part of the USDA NRCS Farmland Protection Program, pending approval by the Town Attorney for form and content.

Roll call vote: Supervisor Plant	Aye
Councilman Yale	Aye
Councilman Keyes	Abstained
Councilwoman Marini	Aye
Councilwoman Hawkins-Mance	Aye

Motion carried.

STREET LIGHT REMOVAL:

Motion by Councilwoman Marini to authorize HD Brown Electric Corporation to remove up to 16 light poles and terminate wiring at concrete bases and cover with plastic boxes, at a cost not to exceed \$3,123.52.

Seconded by Councilwoman Hawkins-Mance.

Adopted: Vote Ayes 5 Nays 0

ALCOHOL USE:

Motion by Councilman Yale authorizing the issuance of an Alcohol Use Permit for beer and wine to the Walworth Lions Club for a June 20, 2006, function in Ginegaw Park.

Seconded by Councilwoman Marini.

Adopted: Vote Ayes 5 Nays 0

Motion by Councilwoman Marini authorizing the issuance of an Alcohol Use Permit for beer to the Walworth Fire Department from May 1 - August 16, 2006, at the Fireman's Field.

Seconded by Councilman Keyes.

Adopted: Vote Ayes 5 Nays 0

RECEIVER OF TAXES SEMINAR:

Motion by Councilwoman Hawkins-Mance authorizing Louise Weller, Receiver of Taxes, to attend the NYS Association of Tax Receivers & Collectors 2006 Annual Training Seminar at The Lodge at Woodcliff from June 11 – 14, 2006, at a cost not to exceed \$156.00, to be budgeted from line A1330.42.

Seconded by Councilwoman Marini.

Adopted: Vote Ayes 5 Nays 0

COUNTY VEHICLE RETURN:

Motion by Councilman Yale to approve Mike Frederes, Highway Superintendent, to return 1994 Chevy 4-door back to the County.

Seconded by Councilwoman Hawkins-Mance.

Adopted: Vote Ayes 5 Nays 0

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EMS WEEK PROCLAMATION:

Councilman Yale offered the following proclamation and moved its adoption.

Seconded by Councilwoman Hawkins-Mance to wit:

EMS Week Proclamation

To designate the Week of May 14-20, 2006, as Emergency Medical Services Week

WHEREAS, emergency medical services are a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide life saving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators, and others; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their life saving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Walworth in recognition of this do hereby proclaim the week of May 14-20, 2006, as

EMERGENCY MEDICAL SERVICES WEEK

With the theme, EMS: Serving on Health Care's Front Line and we encourage the community to observe this week with appropriate programs, ceremonies and activities.

Adopted: Vote Ayes 5 Nays 0

"SLOW: CHILDREN AT PLAY" SIGNS DISCUSSION:

Residents have inquired about "Slow: Children at Play" signs being posted in their neighborhoods. Mike Frederes, Highway Superintendent, stated that the Town currently does not have any "Slow: Children at Play" signs or "Yield" signs. Council members discussed the need and felt that they would research what other towns are doing, as well as enhancing the enforcement of speed limits.

ADJOURNMENT:

Motion by Councilman Yale to adjourn. Seconded by Councilman Keyes and unanimously carried.

Time: 8:15 PM

Respectfully Submitted,

Susie C. Jacobs
Town Clerk