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Wayne Central School District

LETTER to the BOARD

January 14, 2005

“Everybody can be great... because anybody can serve. You don't have to have a college degree to serve. You don't have to make your subject and verb agree to serve. You only need a heart full of grace. A soul generated by love.”
- Martin Luther King, Jr.

Greetings from Wayne Central School District. Below are some items of interest.

Newsletter:

- 1.
2. **Bray question** – Mrs. Woodard contacted Mr. Vanderbyl this morning regarding the Board question about the student having an IEP. Mr. Vanderbyl does not see the student's IEP as being any kind of factor in this particular matter. Understand that judges usually make the final determination but he sees no problem at all.
3. **CSEA Negotiations** – I spoke to Mr. Katz this morning. He agreed to lower the cost from \$7500 for the training to \$4900. He also reduced the per hour charge from \$135 to \$115. If any additional Board members wish to participate in training please contact me and I will add your names to the list.
4. **D&C Full Page Article** - Attached is a wonderful article on the successes of Scott Freischlag's wrestling program at Wayne. He is to be congratulated for the excellence of the athletes under his direction and leadership. Our wrestling team is to be commended as well for their commitment and drive to win.
5. **Ginna Public Hearing** - Now I know why last night's discussion didn't make sense. The public hearing is Thursday, **February** 17th at 7:30 P.M. Jim is sending out the public notice.
6. **Practices**- You may hear some complaints from coaches. I found out today that some practices were planned for this Monday, Martin Luther King Jr. Day. I have cancelled those practices. If academics are as important to our district as is athletics then it is hard for me to rationalize why the holiday is important enough to cancel physics class and Math A class but not important enough to cancel basketball class. I want to discuss this with our

administrative team. I have learned that there are some holidays that we traditionally do practice on (Martin Luther King Day) and some we do not (Easter). I am also looking for input from you so please email me your thoughts.

7. **Events:**

1/17 – Martin Luther King Day – School Closed

1/24 – HS PTSA MTG – DO Conference Room – 7:00 p.m.

1/24-28 – NYS Regents Exams/Wayne HS & MS Midterm exams

Athletics: (Home games only)

1/19 – Boys Freshman Basketball vs. Mynderse – 4:15 p.m.

1/19 – Girls JV & V Basketball vs. Mynderse – 6:00 p.m. & 7:30 p.m.

1/21 – Girls Freshman Basketball vs. Aquinas – 4:15 p.m.

8. **Attachments:**

- a. Policy committee meeting minutes – 1/5
- b. TIES Program Update
- c. Ontario Town Board Meeting Minutes – 1/10
- d. Walworth Town Board Meeting Minutes – 1/6
- e. HS Union Reps Response
- f. D&C Wrestling Team Article
- g. Policy Committee Meeting Minutes – 12/13
- h. Newscope December - January Issue

POLICY COMMITTEE MEETING MINUTES

DATE: Wednesday, January 5, 2005 **TIME:** 4:00 p.m. **PLACE:** District Office

PRESENT: Trustees Johnson & Diller; Mr. Atseff, Mr. Switzer **ABSENT:** Trustee Schultz; Mr. Havens

PRIOR MEETING MINUTES: Minutes of the meeting December 14, 2004 were filed as presented.

OLD BUSINESS:

- (1) Policy 8220 - Fire Drills, Bomb Threats & Student Safety: Committee members reviewed the final draft of revisions to the tabled first reading and approved for action by the Board of Education on January 13th
- (2) Proposed New Policy & Regulation 7500 – Student Safety & Security: Committee members reviewed the final draft of proposed policy and regulation and approved for action by the Board of Education on January 13th.
- (3) Parent/Guardian Rights - Reporting Student Progress: Discussion on participation by natural/custodial parents and non-related adults in parent-teacher conferences and in disclosure of reports of student progress and achievement continued from the prior committee meeting. Committee members reviewed comments from the school attorney relative to consent & disclosure of student records or information under the Federal Educational Rights and Privacy Act (FERPA). Following discussion, committee members asked Mr. Switzer to prepare a draft policy for consideration at the next policy committee meeting incorporating this input.
- (4) Proposed New State Policy – Wrongful Conduct: Committee members reviewed the first draft of a new policy on *disclosure of wrongful conduct and protection from reprisal* based on sample text from the State Comptroller's Office. The committee decided to obtain input from the Board of Education and asked Mr. Switzer to circulate the draft copy for their review and comment prior to the policy committee meeting on January 19th.
- (5) Proposed New Regulations – Internal Fiscal Controls: Committee members reviewed the first draft of new regulations on *internal fiscal controls* based on sample text from the State Comptroller's Office. The committee decided to obtain input from the Board of Education and asked Mr. Switzer to circulate the draft copy for their review and comment prior to the policy committee meeting on January 19th.
- (6) Policy Updates – Homeless Children: Discussion was tabled pending review and input from school personnel.

NEW BUSINESS:

- (1) Internal Fiscal Controls – Extra-Classroom Activity Funds: Mr. Johnson suggested that the committee consider use of the sample policy from the Comptroller's Office for internal controls for staff and students who handle extra-classroom activity accounts. Following

discussion, the committee asked Mr. Atseff and Mr. Switzer to prepare a draft for consideration at the next committee meeting.

NEXT MEETINGS: District Office @ 4:00 p.m. on Wednesday, January 19th, Mondays January 31st, February 14th, February 28th, March 14th, April 11th, April 25th, May 16th, Wednesday, June 1st, Monday, June 13th

ADJOURNMENT: 4:50 p.m.

NEXT & FUTURE MEETING AGENDA ITEMS:

- *Follow-Up On:* First & Second Reading - Policy 8220 – Fire Drills, Bomb Threats, Safety
- *Follow-Up On:* First & Second Reading - Policy 7500 & Regulation 7501 – Student Safety & Security
- *Follow-Up On:* Draft of Proposed Policy - Parent/Guardian Rights - Reporting Student Progress
- *Follow-Up On:* Draft of Proposed Policy - Wrongful Conduct - New State Comptroller Policies (Trustee Input)
- *Follow-Up On:* Draft of Proposed Policy - Internal Controls - New State Comptroller Policies (Trustee Input)
- *Follow-Up On:* Draft of Proposed Policy - Conduct & Controls – Extra-Classroom Activity Funds
- *Follow-Up On:* Updated Policy – Homeless Children
- *Follow-Up On:* Schedule of Required Annual Review of Existing Policies
- *Follow-Up On:* Schedule of Review of 50% of Policy Handbook
- *Follow-Up On:* Transfer & Creation of Regulations & Exhibits
- *Follow-Up On:* Table of Annual Review, Notification and Publication of Policies & Regulations

JES/jes:wp

Recorded by Jim Switzer

TIES Update

December 2004

TIES Coordinator Activities

- E-mail sent to school club advisors regarding TIES volunteers
- Phone calls to club advisors regarding volunteers
- Spoke with N.H.S. advisor on recruiting volunteers
- Met with Key Club advisor on recruiting volunteers
- Contacted potential volunteers
- Contacted Special Ed. teachers; set up meeting after the Holidays
- Contacted participants to complete evaluations
- Delivered and collected volunteer evaluations
- Attended coordinators meeting
- Attended drumming circle in Brighton
- Gathered information from Middle School, High School, Elementary School on after school activities
- Prepared activities list for January to mail out to participants
- Made calls to volunteers and e-mailed regarding set up of live video to be done during High School announcements
- Met with TIES Director and School Liaison for 6 month evaluation

Participant Activities

Participation for December was very limited due to families Holiday activities.

- One participant went to drumming circle

**JANUARY 10, 2005
ONTARIO TOWN BOARD MEETING**

A regular meeting of the Ontario Town Board was called to order by Supervisor Molino at 7:30 PM in the Ontario Town Hall. Present were Supervisor Joseph Molino, Councilmen: Mark Brewer, Donald Camp, Ronald Fillmore, Donald Shears and Superintendent of Water Utilities Robert Wykle, Deputy Building Inspector Todd Luke, Director of Recreation & Parks William Riddell, Accounting Supervisor Lois Buckalew, Interim Library Director Christine Attinasi, Dog Control Officer Mark Plyter, Town Attorney Patricia Crippen and Town Clerk Cathy Herzog

Absent: Superintendent of Highways William Slocum and Sole Assessor Eileen Perkins

Sixteen residents and visitors were present at portions of the meeting.

Mr. Shears led the Pledge of Allegiance.

Comments From the Public – None

Correspondence – The Supervisor was notified that the Town of Ontario qualified for 2004 Annual Aid for the 2004 reassessment in the amount of \$19,250.00.

A motion was made by Mr. Camp, seconded by Mr. Shears, to **accept and file the correspondence.** 5 Ayes 0 Nays MOTION CARRIED

Town Attorney Report – Ms. Crippen reported the closing for the sale of town property at 2019 Ridge Road is scheduled for tomorrow.

Department Head Reports -

Superintendent of Water Utilities – A motion was made by Mr. Brewer, seconded by Mr. Camp, to **accept the December 2004 report as presented.** 5Ayes 0 Nays MOTION CARRIED

Mr. Wykle reviewed job orders, sale of water and revenue from detail on the report.

Superintendent of Highways – A motion was made by Mr. Shears, seconded by Mr. Camp, to **accept the December 2004 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Building Inspector/Code Enforcement Officer – A motion was made by Mr. Camp, seconded by Mr. Shears, to **accept the December 2004 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Mr. Luke reported the year ended with 70 new single family homes, he noted that is 20 more than in 2003.

Director of Recreation & Parks – A motion was made by Mr. Brewer, seconded by Mr. Camp, to accept the **December 2004 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Mr. Riddell reported the Recreation Department along with the Ontario Chamber of Commerce and the Ontario Friends of the Park will be sponsoring a First Annual Winter Carnival on February 4th and 5th. The event will begin with a Comedy Show and dinner at the Ontario County Club followed by a day of activities at Casey Park on Saturday.

Sole Assessor – A motion was made by Mr. Shears, seconded by Mr. Camp, to **accept the December 2004 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Ontario Public Library - A motion was made by Mr. Shears, seconded by Mr. Camp, to **accept the December 2004 Library report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Ontario Town Court – A motion was made by Mr. Fillmore, seconded by Mr. Brewer, to **receive the December 2004 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Dog Control Officer – A motion was made by Mr. Camp, seconded by Mr. Brewer, to **accept the December 2004 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Watershed Management Advisory Council – A motion was made by Mr. Fillmore, seconded by Mr. Brewer, to **accept the December 2004 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Old Business - None

New Business – A motion was made by Mr. Brewer, seconded by Mr. Fillmore, to **designate Donald Shears as the voting delegate and Mr. Camp as the alternate voting delegate to attend and cast the vote at the Annual Business session of the Association of Towns of the State of New York, to be held in New York City on February 23, 2005.** 4 Ayes 0 Nays 1 Abstention (Camp) MOTION CARRIED

A motion was made by Mr. Camp, seconded by Mr. Shears, **accept and file the 2004 year end animal control response report for the Town of Ontario, Williamson and Marion as presented.** 5 Ayes 0 Nays MOTION CARRIED

The legal notice to bidders for a loader backhoe for the Water Utilities Department was posted on the Town Clerk's bulletin board and published in the Wayne County Mail on 12/16/04. Two bids were properly presented and opened on 12/31/04 at 10:00 AM from Monroe Tractor and Five Star Equipment.

A motion was made by Mr. Brewer, seconded by Mr. Camp, to **award the bid for a loader backhoe to the lowest responsible bidder, Five Star Equipment Inc., for an amount not to exceed \$49,165.00**, as recommended by the Superintendent of Water Utilities in memo # 01-2005.

5 Ayes 0 Nays MOTION CARRIED

Mr. Wykle noted in 1992 the town paid \$37,707 for a 310D John Deere backhoe. In 2004, the price for a 310SG John Deere backhoe was \$71,165.00 less a trade in of \$22,000.00. He stated he felt that was a pretty good deal.

A motion was made by Mr. Fillmore, seconded by Mr. Brewer, to **accept and file the Town Clerk's 2004 Annual report as presented.** (The board audited and signed the Town Clerk's 2004 cash receipt book prior to the meeting). 5 Ayes 0 Nays MOTION CARRIED

Mr. Brewer thanked the Town Clerk and her staff for their work this past year collecting fees and issuing the numerous licenses and permits that was listed on the annual report.

DEDICATION OF HOLLY CREEK DRIVE IN CENTENNIAL VILLAGE

A motion was made by Mr. Brewer, seconded by Mr. Camp, to **adopt a RESOLUTION**

ACCEPTANCE OF DEED FOR HOLLY CREEK DRIVE

WHEREAS, Gerber Homes, Inc. has offered to deliver the Deed Conveying to the TOWN the fee title to lands to be know as Holly Creek Drive which are part of the Centennial Village Subdivision, Section 17; and

WHEREAS, the TOWN wishes to accept a deed to the lands known as Holly Creek Drive;

THEREFORE, BE IT RESOLVED, that the TOWN agrees to accept delivery of the deed from Gerber Homes, Inc. dated December 15, 2004 which describes the lands known as Holly Creek Drive as said lands are more particularly shown on a map prepared by R. Ronald Kreiling entitled "Final Plans Centennial Village, Section 17" last dated March 17, 2004. Dated 1/10/05.

5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Brewer, seconded by Mr. Camp, to **accept the dedication of land for Highway purposes known as Dedication of Holly Creek Drive – Centennial Village Subdivision, Section 17.** 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Brewer, seconded by Mr. Camp, to **adopt a RESOLUTION for**

DEDICATION OF HIGHWAYS – HOLLY CREEK DRIVE

WHEREAS, Gerber Homes, Inc. has offered to dedicate land to the Town of Ontario for highway purposes for a street or highway to be known as Holly Creek Drive which is part of the Centennial Village Subdivision, Section 17; and

WHEREAS, the consent of the Town Board is required before the Superintendent of Highways will order the highway be laid out;

THEREFORE, BE IT RESOLVED, that consent be and the same is hereby given to the Town Superintendent of Highways of the Town of Ontario to make an order laying out the lands described in accordance with the provisions of the Highway Law and other statutes applicable thereto.

FURTHER RESOLVED, that the Supervisor is directed to execute a consent of the Town Board to be delivered to the Town Superintendent of Highways. Dated 1/5/05
5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Brewer, seconded by Mr. Camp, to **accept the OFFER OF DEDICATION and the DEED OF DEDICATION for the Water, Sewer and Drainage Facilities from Gerber Homes, Inc. for Holly Creek Drive – Centennial Village Subdivision, Section 17 and authorize the Supervisor to execute the dedications.** 5 Ayes 0 Nays MOTION CARRIED

DEDICATION OF SHOREWOOD ESTATES – SHOREWOOD TRAIL AND LAKE MEADOW DRIVE – SHOREWOOD ESTATES PHASE 2

A motion was made by Mr. Camp, seconded by Mr. Shears, to **adopt a RESOLUTION for**

ACCEPTANCE OF DEED FOR SHOREWOOD TRAIL AND LAKE MEADOW DRIVE

WHEREAS, South Shore Homes, Inc. has offered to deliver a Deed conveying to the TOWN the fee title to lands to be known as Shorewood Trail and Lake Meadow Drive which are part of the Shorewood Estates Subdivision, Section II; and

WHEREAS, the TOWN wishes to accept a deed to the lands known as Shorewood Trail and Lake Meadow Drive;

THEREFORE, BE IT RESOLVED, that the TOWN agrees to accept delivery of the deed from South Shore Homes, dated December 2004, which describes the lands known as Shorewood Trail & Lake Meadow Drive as said lands are more particularly shown on a map by McMahon LaRue entitled "Shorewood Estates Phase II" and last dated July 2004. 1/10/05.

5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Camp, seconded by Mr. Shears, to **accept the dedication of land for Highway purposes known as Shorewood Trail and Lake Meadow Drive – Shorewood Estates Phase 2.** 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Camp, seconded by Mr. Shears, to **adopt a RESOLUTION for**

DEDICATION OF HIGHWAYS SHOREWOOD TRAIL AND LAKE MEADOW DRIVE

WHEREAS, South Shore Homes, Inc. has offered to dedicate land to the Town of Ontario for highway purposes for a street or highways to be known as Shorewood Trail and Lake Meadow Drive which is part of the Shorewood Estates Subdivision, Phase II; and

WHEREAS, the consent of the Town Board is required before the Superintendent of Highways will order the highway be laid out;

THEREFORE, BE IT RESOLVED, that consent be and the same is hereby given to the Town Superintendent of Highways of the Town of Ontario to make an order laying out the lands described in accordance with the provisions of the Highway Law and other statutes applicable thereto.

FURTHER RESOLVED, that the Supervisor is directed to execute a consent of the Town Board to be delivered to the Town Superintendent of Highways. Dated 1/5/05
5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Camp, seconded by Mr. Shears, to **accept the OFFER OF DEDICATION for the sewer, water and drainage facilities from South Shore Homes, Inc. for Shorewood Estates Phase II and to authorize the Supervisor to execute the Deed of Dedication.** 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Brewer, seconded by Mr. Shears, to **accept the sewer, water, drainage and utility easements, Shorewood Estates Right of Way, Temporary Turning Easement and a Conservation Easement for the Shorewood Estates Subdivision Phase II.** 5 Ayes 0 Nays MOTION CARRIED

Policy Items -A motion was made by Mr. Camp, seconded by Mr. Brewer, to **adopt a resolution to amend/revise the Town Policy “FEE SCHEDULE FOR THE TOWN OF ONTARIO” pages 4030.1-4030.9 as presented and attached.** 5 Ayes 0 Nays RESOLUTION ADOPTED

Mr. Brewer thanked Mr. Collins, Mr. Riddell and Mr. Camp for their work and input at a workshop to make the revisions to the fee schedule.

Budget Transfers/Adjustments - None

Appointments/Resignations –A motion was made by Mr. Camp, seconded by Mr. Brewer, to **appoint Serena Michels to a part-time clerical position at a wage grade 8 at \$9.50 per hour effective 1/18/05**, as recommended by the Supervisor. 5 Ayes 0 Nays MOTION CARRIED

Reports by Town Board Members – Mr. Shears thanked the town board members and the members of the community for their prayers and consideration to his family on the loss of his son.

Approval of Claims - A motion was made by Mr. Camp, seconded by Mr. Shears, to **approve the abstract of claims for the month of December 2004, paid before audit bills, including vouchers #3068 and # 3069 with a grand total of \$1,766.26 and for the month of January 2005 including voucher # 001 through # 72 and 74 through #100 with a grand total of \$260,115.55 (void voucher # 73 for \$23,805.00) and to authorize the supervisor to issue payments for same.** 5 Ayes 0 Nays MOTION CARRIED

Comments from the Public – Mr. Jason Ruffell, Kenyon Road, asked Mr. Molino, now that the County Board of Supervisors has debated on their 2005 budget, what initiative will the county take to mitigate the 27% increase in the tax rate?

Mr. Molino stated cutting expenses and increasing revenue could help. A problem is the mandated expenses. He asked what services would the community want to see cut? There was a lengthy discussion on the county budget. Mr. Molino stated there are no easy answers and he urged people to write to the Board of Supervisors and to offer suggestions and to stop in his office to discuss the problem.

Mr. Justin Hulbright, 55 Rome Lane, asked if the new addition for the Library included office space?

Ms. Attinasi explained what is proposed for the additional space.

Executive Session - A motion was made by Mr. Brewer, seconded by Mr. Camp, to **adjourn for an executive session at 7:55 PM for proposed acquisition of real property.** 5 Ayes 0 Nays MOTION CARRIED

Reconvene – 9:00 PM

Adjourn - A motion was made by Mr. Camp, seconded by Mr. Brewer, to **adjourn at 9:00 PM.** 5 Ayes 0 Nays MOTION CARRIED

Respectfully submitted,

Cathy Herzog
Ontario Town Clerk

The above minutes will become official upon approval of the town board.

WALWORTH TOWN BOARD MEETING MINUTES

JANUARY 6, 2005

The Town Board organizational meeting, held at the Walworth Town Offices, was called to order at 7:30 P.M. by Supervisor Frank Guelli. Board members present: Daniel Keyes, Patti Marini and Tom Yale. Absent: Frank Maciuska.

Other town employees present: Michael Frederes, Highway Superintendent

Debora Germain, Recreation Director

Richard Morris, Attorney for the Town

Paul Russell, Town Engineer

George Schaller, Sewer Superintendent

Philip Williamson, Code Enforcement Officer

Marcia Englert, Town Clerk

MOMENT OF SILENCE: TSUNAMIS' VICTIMS & ELWOOD BAKER:

There was a moment of silence held in honor of the victims of the tsunamis in South Asia and East Africa and for Elwood Baker, a Charter member of the Lincoln Fire Department who recently passed on.

COMMUNICATIONS:

1. ASSOC. OF TOWNS MEETING:

An informational letter was received from the Assoc. of Towns stating that the annual meeting, which is a training session for town officials, will be held February 20-23, 2005.

MINUTES:

Motion by Councilman Keyes to approve the minutes of December 16, 2004 and January 3, 2005 as presented. Seconded by Councilman Yale and unanimously carried.

CLAIMS:

1. GENERAL:

Motion by Councilman Keyes to approve payment of General Claims totaling \$10,833.99.

Seconded by Councilwoman Marini.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

2. HIGHWAY:

Motion by Councilman Keyes to approve payment of Highway Claims totaling \$28,668.09. Seconded by Councilman Yale.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent

Councilwoman Marini Aye
Councilman Yale Aye

Motion carried.

3. LIGHTING:

Motion by Councilman Yale to approve payment of the Gananda Light District Claim totaling \$1,180.66. Seconded by Councilman Keyes.

Roll call vote: Supervisor Guelli Aye
Councilman Keyes Aye
Councilman Maciuska Absent
Councilwoman Marini Aye
Councilman Yale Aye

Motion carried.

4. SEWER DISTRICT:

Motion by Councilman Yale to approve payment of Sewer District Claims totaling \$12,319.98. Seconded by Councilman Keyes.

Roll call vote: Supervisor Guelli Aye
Councilman Keyes Aye
Councilman Maciuska Absent
Councilwoman Marini Aye
Councilman Yale Aye

Motion carried.

5. TRUST & AGENCY:

Motion by Councilman Yale to approve payment of Trust & Agency Claims totaling \$4,760.34. Seconded by Councilwoman Marini.

Roll call vote: Supervisor Guelli Aye
Councilman Keyes Aye
Councilman Maciuska Absent
Councilwoman Marini Aye
Councilman Yale Aye

Motion carried.

PUBLIC PARTICIPATION:

1. WAYNE COUNTY MAIL QUALIFICATIONS QUESTIONED:

Mike Jacobs, 3366 Heatherbrook Drive, stated that as he has been unable to buy the Wayne County Mail in town for several months, he questioned whether that paper qualifies to be the legal paper, as it does not meet the general distribution criteria. Supervisor Guelli stated that the paper does qualify. The editor will be contacted as to why it isn't sold locally and a report will be given at the January 20, 2005 meeting.

ASSOC. OF TOWNS ATTENDANCE:

Motion by Councilman Yale authorizing Town Officials to attend the NYS Assoc. of Towns meeting February 20-23, 2005 and authorizing prepayment as budgeted. Seconded by Councilman Keyes.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

CANANDAIGUA ROAD BRIDGE CONTRACT:

Mike Frederes questioned who would be applying for the permits. Paul Russell will review the information. Action will be taken at the January 20, 2005 meeting.

DRAINAGE: WAYNE COUNTY SOIL & WATER PROJECT:

Supervisor Guelli will advise Wayne County Soil & Water that the Town Engineer will be reviewing the data and submitting a recommendation at the January 20, 2005 meeting.

ANNUAL REPORT: TOWN CLERK:

Motion by Councilwoman Marini to accept and file the 2004 Town Clerk Report. Seconded by Councilman Keyes and unanimously carried.

ELEVATOR MAINTENANCE CONTRACT: SCHINDLER:

Councilman Yale offered the following resolution and moved its adoption, seconded by Councilwoman Marini to wit:

BE IT RESOLVED that the Supervisor be authorized to sign the contract with Schindler Elevator for elevator maintenance for the year 2005, for an annual cost of \$622.56.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Resolution adopted.

HENNESSEY ROAD MOBILE HOME PARK PERMIT GRANTED:

Motion by Councilwoman Marini granting a permit for the operation and maintenance of the mobile home park at 1612 Hennessey Road for the year 2005. Seconded by Councilman Keyes.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

PARKS & RECREATION:

1. **MOWER REPAIR:**

Motion by Councilman Keyes authorizing the expenditure of \$1,565.46, from line A7110.45, to SB Moffit for servicing the Jacobsen mower. Seconded by Councilwoman Marini.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

2. **TOWN TOPICS FLYER:**

Motion by Councilman Yale authorizing the following expenditures for the printing and mailing of the *Town Topics*: \$ 441.00 from A1670.41 to Quality Printers
1,192.35 from A7310.45 to Quality Printers
718.72 from A7310.45 to Walworth Post Office

Seconded by Councilwoman Marini.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

3. **PARK TRUCK PURCHASE:**

Motion by Councilman Yale authorizing the purchase of 2005 Chevrolet Silverado 2500HD for the State bid price of \$18,555.81, to be expended from line A7110.21R.

Seconded by

Councilwoman Marini.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

COMPREHENSIVE PLAN AMENDMENT:

1. **HEARING:**

Motion by Councilman Yale to waive the reading of the legal notice. Seconded by Councilwoman Marini and unanimously carried. Notification was received from the Wayne County Planning Board and the Walworth Planning Board that there were no

objections to the amendment. As there were no public comments, Councilman Yale made a motion to close the hearing. Seconded by Councilwoman Marini and unanimously carried. Time: 7:46 P.M.

2. TYPE 1 ACTION:

In regard to the SEQR review in connection with the Town Board's proposed changes to the Comprehensive Plan of the Town of Walworth (as amended); the amendment to the Town of Walworth Zoning Law implementing same by the rezoning of the several parcels and the amendment of the Town of Walworth Zoning Map, all as set forth in the proposed Resolution of the Town of Walworth approving the amendment to the Comprehensive Plan as previously amended; Local Law No.1 of the year 2005, which includes the rezoning of several parcels of land and the proposed amendment of the Zoning Map of the Town of Walworth and the Full Environmental Assessment Form prepared by the Town, Councilman Yale moved that the action be declared a Type 1 action. Seconded by Councilwoman Marini.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

3. NEGATIVE DECLARATION:

Motion by Councilman Yale that the proposed action is one that will not have a significant impact on the environment and that a negative declaration be declared because after reviewing the Full Environmental Assessment Form and all the documents and comments within the Town of Walworth's possession and the data submitted in connection with the proposed action, including the proposed Resolution of the Town Board amending the Comprehensive Plan and the proposed Local Law No. 1 of the year 2005, rezoning several parcels of land and proposed amendment to the Zoning Map, various information received by the Town of Walworth over the last several years pertaining to applications made to its various boards and input from the Comprehensive Plan Committee and other boards of the Town of Walworth and the Wayne County Planning Board, it was more specifically determined that the granting of the proposed action would not result in significant impact on the environment and after considering, more particularly, the following factors:

A. Impact on Air, Water and Traffic: There will not be a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise. In regard to the increased traffic or noise which may be caused by the proposed expansion of the PD Districts: Planned Development within the existing PD Districts: Planned Development and the rezoning of parcels therein, based upon all information known concerning traffic on Walworth-Penfield Road (NYS Route 441), including traffic studies received by the Town from time to time, there will not be a

significant increase in traffic stress existing capacities or any increased environmental concerns. In regard to noise, there is no evidence of any substantial

increase in noise that would impact the environment. The present local laws and regulations will mitigate any increased noise impact and will also mitigate any possible increase in noise or traffic as a result of amending and modifying the lot

size

and living area within the RR-1 Districts: Single Family Residential;

B. Impact on Solid Waste: There will not be a substantial increase in solid waste production;

erosion,

C. Impact on Drainage: There is no evidence of substantial increase in potential

flooding, leaking or drainage problems based upon all information available to the

Town and reviewed by Town employees including records on file with the Town.

The Town Code and standards provide adequate protection against future drainage.

D. Impact on Municipal Facilities: There is a small to moderate impact on municipal

facilities and services, such as police and fire protection; however, existing capacities

are sufficient to handle projected demand. Existing public water and sanitary sewer

facilities have capacity to meet the needs anticipated as a result of the amendment to

the existing Comprehensive Plan (as amended) and the amendment of the Town of

Walworth Zoning Law.

E. Conflict with Community Current Plans or Goals: There is no significant conflict with the Walworth community's current plans or goals as officially approved, adopted or as proposed.

F. Impact on Agricultural Lands: The Town's laws and regulations protect and preserve agricultural land wherever possible and the proposed changes will not have any greater impact on agriculture in the Town than as there presently exists. This action will allow residential and commercial development in areas where it is currently allowed but is currently zoned agricultural. This site is proposed to be zoned to allow agricultural operations in the future and we anticipate no substantial impacts on agricultural areas in the proposed area of change;

G. Change in Density: The proposed action will affect changes in density in current zoning, which will be somewhat increased but only moderately and there are sufficient controls within the laws of the Town to prevent any changes in density from having a significant impact on the environment;

H. Change in Substantial Use or Intensity of Use: The proposed action will not cause

a significant change in the use or intensity of use of land including agricultural, open spaces or recreational sources or in its capacity to support its existing uses and the changes are not so substantial that they would have a substantial impact on the environment.

- I. Change in Population: There will not be a substantial encouragement to attract a large number of people to the place for more than a few days compared to the number of people who would come to the place absent of the action and the Town has substantial controls in any possible such instances to protect the environment.
- J. Impact on Historical Sites: That upon the action being adopted, there will be no impairment of historical, archaeological, wildlife or natural resources based upon all information within the knowledge of the Town that has been gathered in the past.
- K. Impact on Energy: The proposed action has no impact whatsoever on the community's energy supply.
- L. Impact on Public Health: The proposed action will not have any impact on public health and in any instance, wherein as a result of the adoption of the proposed action and the changes in land use a situation arises where public health could be affected, the Town has adequate laws, rules and regulations to protect the public.
- M. Impact of Two or more Elements: There are no changes in two or more elements of the environment, which together would have a significant impact on the environment, even if alone they would not.
- N. All such possible impacts on the environment have been explored in depth and wherever necessary, as in the case of sewer and drainage impacts, have been mitigated to the extent that there will be no significant impact on the environment as a result of the proposed modification of the Comprehensive Plan and Zoning Law and whatever future impacts that are presently unknown which may possibly come to light, the Boards to which applications are made for development can control and mitigate the impacts and there are sufficient laws within the Town's Municipal Code to further help mitigate any possible future impacts that may come to light.

Seconded by Councilwoman Marini.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

4. AMENDED:

Motion by Councilman Yale that in regard to the adoption of the Comprehensive Plan as proposed by the Town Board of the Town of Walworth, that the Town Board adopt the Resolution approving the amendment to the Comprehensive Plan as prepared by the Attorney for the Town, which had been given to each Board member. Seconded by Councilwoman Marini.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried. Copy is attached.

TOWN HALL MEETING ROOM CHAIR REPLACEMENT:

Motion by Councilman Yale authorizing the expenditure of \$700.00 to purchase 7 new chairs for the Board members' use in the meeting room. Seconded by Councilwoman Marini.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

APPOINTMENTS:

Motion by Councilman Yale to approve the following appointments:

Assessment Review Board:	Susan Brown	term expires 9/30/2009
Zoning Board:	Karel Ambroz	term expires 12/31/2009
Zoning Board Clerk:	Deborah Spry	term expires 12/31/2005
Zoning Board Counsel:	Richard Morris	term expires 12/31/2005
Planning Board:	Eugene Bavis	term expires 12/31/2009
Planning Board Clerk:	Karen Ambroz	term expires 12/31/2005
Planning Board Counsel:	Richard Morris	term expires 12/31/2005
Library Trustee:	Dorothy French	term expires 12/31/2009
Recreation Committee:	Lorraine Reick	term expires 12/31/2009
	Jeff Emerling	term expires 12/31/2008
	Mike Dermady	term expires 12/31/2006
Parks Committee:	Bill Boyd	term expires 12/31/2007
Town Historian:	Eugene Bavis	term expires 12/31/2005
Dog Control Officers:	Charles Phalen	term expires 12/31/2005
	Tim Vendel	term expires 12/31/2005
Rabies Responders:	Charles Phalen	term expires 12/31/2005
	Tim Vendel	term expires 12/31/2005
	Robert Farmen	term expires 12/31/2005
Attorney for the Town:	Richard Morris	term expires 12/31/2005
Sewer Superintendent:	George Schaller	term expires 12/31/2005
Budget Officer:	Frank Guelli	term expires 12/31/2005
Assoc. of Towns Delegate:	Phil Williamson	term expires 12/31/2005
Parks & Rec. Director:	Debora Germain	term expires 12/31/2005
Sewer Collection Clerk:	Marcia Englert	term expires 12/31/2005
Fire Marshall:	Norman Druschel	term expires 12/31/2005
Ass't Fire Marshall:	James Drew	term expires 12/31/2005
	Steve Gallaher	term expires 12/31/2005
Code Enforcement Officer:	Philip Williamson	term expires 12/31/2005
Justice Court Clerk:	Diane Hermanet	term expires 12/31/2005
Kennel Custodian:	Orchard Kennels	term expires 12/31/2005
Building Inspector:	Norman Druschel	term expires 12/31/2005
Deputy Highway Supt:	Kevin Switzer	term expires 12/31/2005

Motion seconded by Councilwoman Marini.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

JUSTICE COURT:

Motion by Councilman Keyes authorizing Justice Court to be held at the Walworth Town Offices as follows:

Every Tuesday:	regular court at 7:30 P.M.
1st Tuesday:	A.D.A. court at 1:00 P.M.
4th Tuesday:	A.D.A. court at 1:00 P.M.

Seconded by Councilwoman Marini and unanimously carried.

TOWN BOARD MEETINGS:

Motion by Councilman Keyes authorizing Town Board meetings to be held at 7:30 P.M. on the 1st and 3rd Thursday of each month, at the Walworth Town Hall. Seconded by Councilwoman Marini.

<i>Roll call vote:</i>	<i>Supervisor Guelli</i>	<i>Aye</i>
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

SUPERVISOR EXPENDITURE RESOLUTION:

Councilman Keyes offered the following resolution and moved its adoption, seconded by Councilwoman Marini to wit:

BE IT RESOLVED that the Supervisor be authorized to expend up to \$1,000.00 without Town Board approval.

<i>Roll call vote:</i>	<i>Supervisor Guelli</i>	<i>Aye</i>
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Resolution adopted.

RECREATION DIRECTOR EXPENDITURE RESOLUTION:

Councilman Keyes offered the following resolution and moved its adoption, seconded by Councilwoman Marini to wit:

BE IT RESOLVED that the Recreation Director be authorized to expend up to \$1,000.00 without Town Board approval.

<i>Roll call vote:</i>	<i>Supervisor Guelli</i>	<i>Aye</i>
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Resolution adopted.

HIGHWAY SUPT. EXPENDITURE RESOLUTION:

Councilman Keyes offered the following resolution and moved its adoption, seconded by Councilwoman Marini to wit:

BE IT RESOLVED that the Highway Supt. be authorized to expend up to \$2,500.00 without Town Board approval.

<i>Roll call vote:</i>	<i>Supervisor Guelli</i>	<i>Aye</i>
Councilman Keyes	Aye	
Councilman Maciuska	Absent	
Councilwoman Marini	Aye	
Councilman Yale	Aye	

Resolution adopted.

SEWER SUPT. EXPENDITURE RESOLUTION:

Councilman Keyes offered the following resolution and moved its adoption, seconded by Councilwoman Marini to wit:

BE IT RESOLVED that the Sewer Supt. be authorized to expend up to \$2,500.00 without Town Board approval.

<i>Roll call vote:</i>	<i>Supervisor Guelli</i>	<i>Aye</i>
Councilman Keyes	Aye	
Councilman Maciuska	Absent	
Councilwoman Marini	Aye	
Councilman Yale	Aye	

Resolution adopted.

OFFICIAL DEPOSITORIES:

Councilman Keyes offered the following resolution and moved its adoption, seconded by Councilwoman Marini to wit:

BE IT RESOLVED that the following banks be declared official depositories for Town Officials:

- Supervisor: Fleet Bank, HSBC, Chase Lincoln First, M & T Bank
- Judge Young: Charter One
- Judge Wolfe: Charter One
- Town Clerk: M & T Bank
- Receiver of Taxes: M & T Bank

<i>Roll call vote:</i>	<i>Supervisor Guelli</i>	<i>Aye</i>
Councilman Keyes	Aye	
Councilman Maciuska	Absent	
Councilwoman Marini	Aye	
Councilman Yale	Aye	

Resolution adopted.

MILEAGE ALLOWANCE:

Councilman Keyes offered the following resolution and moved its adoption, seconded by Councilwoman Marini to wit:

BE IT RESOLVED that Town Employees be reimbursed 40.5 cents per mile, or current I.R.S. rate, when his or her personal vehicle is used for town business.

<i>Roll call vote:</i>	<i>Supervisor Guelli</i>	<i>Aye</i>
Councilman Keyes	Aye	
Councilman Maciuska	Absent	
Councilwoman Marini	Aye	

Councilman Yale
Resolution adopted.

Aye

DEPUTY SUPERVISOR:

Supervisor Guelli appointed Councilman Keyes as Deputy Supervisor, for a term expiring 12/31/05.

COMMITTEE APPOINTMENTS:

Supervisor Guelli appointed the Town Board members to the following committees:

Councilwoman Marini:	Town Clerk, Zoning, Sewer, Drainage, Animals, Cemeteries, Conservation
Councilman Keyes:	Insurance, Highway (Ch), Drainage (Ch), Cable TV, Water
Councilman Maciuska:	Sewer (Ch), Recreation, Public Safety, Lighting, Employee Training
Councilman Yale:	Assessment & Building, Planning, Library, Highway, Drainage, Development Review (Ch)
Supervisor Guelli:	Consolidated Water, Conservation

Resolution adopted.

CHECK SIGNING RESOLUTION:

Councilman Keyes offered the following resolution and moved its adoption, seconded by Councilwoman Marini to wit:

BE IT RESOLVED that Supervisor Guelli and Deputy Supervisor Keyes be authorized to sign checks for monies deposited at the above listed banks.

<i>Roll call vote:</i>	<i>Supervisor Guelli</i>	<i>Aye</i>
Councilman Keyes	Aye	
Councilman Maciuska	Absent	
Councilwoman Marini	Aye	
Councilman Yale	Aye	

Resolution adopted.

TOWN JUSTICE HEALTH INSURANCE:

Councilwoman Marini offered the following resolution and moved its adoption, seconded by Councilman Keyes to wit:

BE IT RESOLVED that \$5,026.00 be budgeted to pay Judge Wolfe's health care and \$0

be budgeted to pay Judge Young's health care. It is the intent of this Town Board to pay the Town Justices unequal salaries by reason of the Board approving unequal payment of hospital and medical insurance for its' Town Justices. This resolution is to satisfy the requirement set forth in Section 27 of the Town Law authorizing the Town Board, by majority vote, to pay its' Town Justices' salaries in different amounts.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Resolution adopted.

LOCAL LAW #1:

1. HEARING:

Motion by Councilwoman Marini to waive the reading of the legal notice. Seconded by Councilman Keyes and unanimously carried. As there were no comments, Councilwoman Marini moved that the hearing be closed. Seconded by Councilman Yale and unanimously carried. Time: 8:01 P.M.

2. ADOPTION:

Councilman Yale offered the following resolution and moved its adoption, seconded by Councilwoman Marini to wit:

BE IT RESOLVED that Local Law No. 1 of the year 2005, Entitled "A Local Law Amending Chapter 180 Entitled, 'Zoning' of Town of Walworth Municipal Code" pertaining to the amendment of the Zoning Law and Zoning Map, be adopted.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Resolution adopted. Copy is attached.

FINGER LAKES BUILDING OFFICIALS ASSOC. MEMBERSHIP:

Motion by Councilwoman Marini authorizing the Building Inspector and the Code Enforcement Officer to renew their FLBOA membership for a total cost of \$180. Seconded by Councilman Keyes.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

BUILDING INSPECTOR/CODE ENFORCEMENT OFFICER TRAINING:

Motion by Councilwoman Marini authorizing the Building Inspector and the Code Enforcement Officer to attend the annual training session to be held in March, for a cost of \$780.00.

Seconded by Councilman Keyes.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

HIGHWAY DEPT. TRUCK PURCHASE:

Motion by Councilwoman Marini authorizing the purchase of a 2005 Chevrolet 2500 H.D. pickup from Hoselton Chevrolet for the state bid price of \$21,021.84, to be expended from line DA5130.23. Seconded by Councilman Yale.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

HIGHWAY DEPT. SNOWPLOW PURCHASE:

1. QUOTES:

John M. Bodak	\$ 2,990.00
Hoselton Chevrolet	3,449.00
JME Automotive	3,850.00

2. PURCHASE:

Motion by Councilwoman Marini authorizing the purchase of a Western Snowplow from John M. Bodak for the bid price of \$2,990.00, to be expended from line DA5130.23. Seconded by Councilman Yale.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

EXECUTIVE SESSION:

Motion by Councilman Yale to adjourn to executive session to discuss litigation and a personnel matter. Seconded by Councilwoman Marini and unanimously carried. Time: 8:05 P.M.

RECONVENED:

Supervisor Guelli reconvened the meeting at 8:50 P.M.

LEGAL PAPER:

A decision to appoint the legal paper will be made at the January 20, 2005 meeting.

ADJOURNMENT:

Motion by Councilman Keyes to adjourn. Seconded by Councilwoman Marini and unanimously carried. Time: 8:51 P.M.

Respectfully submitted,

Marcia Englert, RMC
Town Clerk