

A Public Hearing Scheduled for the Town of East Bloomfield was held at the East Bloomfield Town Hall on Monday evening, February 12, 2018 at 6:30 PM with the regular scheduled Town Board Meeting to follow with Supervisor Frederick Wille presiding.

Present:	Supervisor	Frederick A. Wille
	Council Member	Michelle T. MacMillan
	Council Member	Frank W. Fessner
	Council Member	Kathleen M. Conradt
	Council Member	William J. Mitchell Jr.

Attending the meeting were Margaret Gochenaur (Town Clerk), Scott Kimball (Highway Superintendent), Judi Stewart (Town Historian), Jim Kier (Code Enforcement Officer), Ron Roach (AWA Liaison), Glenn Thornton (Town Engineer), and James Voorhees.

Pledge of Allegiance led by Council Member Fessner.

Wille welcomed everyone to the meeting and thanked them for coming.

Wille opened the Public Hearing at 6:30 PM and the Public Notice was read by Town Clerk Gochenaur Local Law #1 of 2018 "to amend Local Law #1 of 2011, extending the exemption period for certain benefits under §458-B of the real property tax law authorizing an alternative tax exemption for cold war veteran". No one from the public wished to comment.

Wille close the public hearing on Local Law #1 of 2018 – "to amend Local Law #1 of 2011, extending the exemption period for certain benefits under §458-B of the real property tax law authorizing an alternative tax exemption for cold war veteran" at 6:32PM.

Wille opened the Public Hearing at 6:32PM on Local Law #2 of 2018 entitled "A Local Law to opt out of the solar and wind tax exemption pursuant to §487, as most recently amended by chapter 336 of the law of 2017". Voorhees asked Kier if the Town had codes in regards to this? Kier reported that some legislation exists. Discussion was held.

Wille close the public hearing on Local Law #2 of 2018 entitled "A Local Law to opt out of the solar and wind tax exemption pursuant to §487, as most recently amended by chapter 336 of the law of 2017" at 6:37PM.

Wille opened the regular Town Board meeting at 6:37 PM.

APPROVAL OF MINUTES: Motion was made by Wille, seconded by MacMillan, to approve the January 22, 2018 minutes. No Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

TOWN CLERK'S REPORT: Motion was made by Mitchell, seconded by Fessner, to approve the Town Clerk's report. Gochenaur reported that the County did revise the 2018 Dog Contract after a meeting was held with Mary Gates, Gochenaur, and Wille. Gochenaur reported the new contract saved the Town \$2,725.50. Wille reported this meeting would not have happened if Gochenaur didn't have her records impeccable, timely, and very well prepared. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0.

CODE ENFORCEMENT OFFICER'S REPORT: Motion was made by Fessner, seconded by Mitchell, to approve the Code Enforcement Officer's report. Fessner asked Kier if there was a Planning Board meeting that got cancelled? Kier reported that there was a Public Hearing that got moved to a different date. Fessner asked Kier in the future to make sure proper notice of cancellation of a meeting gets changed on the Towns Website and in the local paper. Kier will discuss this with Kim Rayburn. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0.

HIGHWAY SUPERINTENDENT'S REPORT: Kimball reported that he will be using an online auction site to sell the 2009 Ford F-450 with a 9" Fisher plow minus the salter. Motion was made by Fessner, seconded by Mitchell, to declare the 2009 Ford F-450 4X4 Dump truck with a 9" Fisher plow minus the salter surplus. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0.

TOWN HISTORIAN: Motion was made by Fessner, seconded by MacMillan, to approve the Town Historian report. Stewart is very happy to be part of the Town and partaking in the Town Board meetings. Stewart asked if anyone had any particular interest in a topic to please let her know. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0.

SUPERVISOR'S REPORT:

Motion was made by Wille, seconded by MacMillan, to adopt Resolution 2018-012 Authorizing the Adoption of Local Law NO. 1 of 2018, "A Local Law to Amend Local Law 1 of 2011, Extending the Exemption Period for Certain Benefits Under §458-b of the Real Property Tax Law Authorizing an Alternative Tax Exemption for Cold War Veterans" and waive the reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

RESOLUTION 2018-012

AUTHORIZING THE ADOPTION OF LOCAL LAW NO. 1 OF 2018, "A LOCAL LAW TO AMEND LOCAL LAW 1 OF 2011, EXTENDING THE EXEMPTION PERIOD FOR CERTAIN BENEFITS UNDER §458-b OF THE REAL PROPERTY TAX LAW AUTHORIZING AN ALTERNATIVE TAX EXEMPTION FOR COLD WAR VETERANS"

WHEREAS, a public hearing was duly held by said Town Board on February 12, 2018 at 6:30 p.m. at the East Bloomfield Town Hall, 99 Main Street, East Bloomfield, New York, to hear all interested parties on a proposed Local Law No. 1 of 2018, "A Local Law to Amend Local Law 1 of 2011, Extending the Exemption Period for Certain Benefits under §458-b of the Real Property Tax Law Authorizing an Alternative Tax Exemption for Cold War Veterans".

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of East Bloomfield, on February 1, 2018 and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing being duly held on February 12, 2018, at 6:30 p.m. at the East Bloomfield Town Hall, 99 Main Street, East Bloomfield, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of East Bloomfield, after due deliberation, finds it in the best interest of the Town of East Bloomfield to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of East Bloomfield hereby adopts said Local Law No. 1 of 2018, "A Local Law to Amend Local Law 1 of 2011, Extending the Exemption Period for Certain Benefits under §458-b of the Real Property Tax Law Authorizing an Alternative Tax Exemption for Cold War Veterans", a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of East Bloomfield, and to give due notice of the adoption of said local law to the Secretary of State of New York.

Motion was made by Wille, seconded by Fessner, to adopt Resolution 2018-013 Authorizing the Adoption of Local Law NO. 2 of 2018, Entitled "A Local Law to Opt out of the Solar and Wind Energy Tax Exemption Under Real Property Tax Law §487, as Most Recently Amended by Chapter 336 of the Law of 2017" and waive the reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

RESOLUTION 2018-013

AUTHORIZING THE ADOPTION OF LOCAL LAW NO. 2 OF 2018, ENTITLED "A LOCAL LAW TO OPT OUT OF THE SOLAR AND WIND ENERGY TAX EXEMPTION UNDER REAL PROPERTY TAX LAW §487, AS MOST RECENTLY AMENDED BY CHAPTER 336 OF THE LAW OF 2017"

WHEREAS, a public hearing was duly held by said Town Board on February 12, 2018 at 6:30 p.m. at the East Bloomfield Town Hall, 99 Main Street, East Bloomfield, New York, to hear all interested parties on a proposed Local Law No. 2 of 2018, entitled "A Local Law to Opt Out of the Solar and Wind Energy Tax Exemption Under Real Property Tax Law §487, as most recently amended by Chapter 336 of the Law of 2017".

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of East Bloomfield, on February 1, 2018 and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing being duly held on February 12, 2018, at 6:30 p.m. at the East

Bloomfield Town Hall, 99 Main Street, East Bloomfield, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of East Bloomfield, after due deliberation, finds it in the best interest of the Town of East Bloomfield to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of East Bloomfield hereby adopts said Local Law No. 2 of 2018, entitled "A Local Law to Opt Out of the Solar and Wind Energy Tax Exemption Under Real Property Tax Law §487, as most recently amended by Chapter 336 of the Law of 2017", a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of East Bloomfield, and to give due notice of the adoption of said local law to the Secretary of State of New York.

Motion was made by Mitchell, seconded by Fessner, to adopt Resolution 2018-014 Resolution to Process Form TE-9 with Ontario County and State of New York to Reduce the Speed Limit on Bailey Road and waive the reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

RESOLUTION 2018-014

RESOLUTION TO PROCESS FORM TE-9 WITH ONTARIO COUNTY AND STATE OF NEW YORK TO REDUCE THE SPEED LIMIT ON BAILEY ROAD

WHEREAS, Richard and Lori Clement, residents of Bailey Road, a town road in the Town of East Bloomfield, have submitted a letter requesting that the Town Board pursue a reduction of the speed limit on Bailey Road; and

WHEREAS, the Clements have observed a dramatic increase in motor vehicle traffic along with an increase in the speed of such traffic; and

WHEREAS, Lori Clement, who has been deaf from birth, and other residents walk their horses along Bailey Road; and

WHEREAS, both the Clements and the Town Board feel the current speed limit is excessive and should be reduced to 45 MPH from a safety perspective; now, therefore be it

RESOLVED, that this Board authorize the Highway Superintendent to submit a NYS DOT form TE-9 to request a review of the speed limit on Bailey Road; and be it also

RESOLVED, that a copy of this Resolution be attached to the NYS DOT form TE-9 and that a copy also be forwarded to Richard and Lori Clement, who reside at 3555 Bailey Road, Bloomfield, NY 14469.

Motion was made by Wille, seconded by Mitchell, to adopt Resolution 2018-015 To Adopt Revised Agreement for 2018 Dog Control Services with Ontario County and waive the reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

RESOLUTION 2018-015

TO ADOPT REVISED AGREEMENT FOR 2018 DOG CONTROL SERVICES WITH ONTARIO COUNTY

WHEREAS, The Town of East Bloomfield has annually contracted with Ontario County for dog control services, and

WHEREAS, it is necessary to adopt a new dog control contract for the year 2018; and

WHEREAS, Ontario County provided the Town with an Agreement to provide dog control services for 2018 at a cost of \$10,290 for the year; and

WHEREAS, Resolution 2018-006 to Adopt such Agreement was defeated at the January 8, 2018 Town Board meeting; and

WHEREAS, Ontario County provided the Town with a revised Agreement to provide dog control services for 2018 at a cost of \$7,360 for the year; and

WHEREAS, funds for the revised Agreement are included in the 2018 Town of East Bloomfield budget, now therefore, be it

RESOLVED, that this Town Board hereby authorizes the Town Supervisor to execute the revised Agreement with Ontario County dog control services at a cost of \$7,360; and be it also

RESOLVED, that a copy of this resolution, along with the revised agreement, be forwarded to the Ontario County Deputy Administrator, 20 Ontario Street, Canandaigua, NY14424

Motion was made by Mitchell, seconded by Fessner, to adopt Resolution 2018-016 To Adopt the Extension of the New York State Agreement for Indexed Lump Sum Municipal Snow and Ice Control and waive the reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

RESOLUTION 2018-016

TO ADOPT THE EXTENSION OF THE NEW YORK STATE AGREEMENT FOR INDEXED LUMP SUM MUNICIPAL SNOW AND ICE CONTROL

WHEREAS, there are 13.88 lane road miles of New York State highways in the Town of East Bloomfield for which the State contracts with the Town Highway Department for snow and ice control; and

WHEREAS, New York State desires to extend the contract with the Town for snow and ice control through June 30, 2020; and

WHEREAS, the State annually renews said contract, with payment for the coming season based on the current rates of fuel, salt and other road treatment items; now, therefore, be it

RESOLVED, that the Town of East Bloomfield enter into an agreement to extend the existing contract from July 1, 2019 to expire on June 30, 2019; and, be it also

RESOLVED, the indexed lump sum for the 2017/2018 season according to the Agreement shall be \$7,601.1484 per lane mile, for a total of \$105,503.94; and, be it also

RESOLVED, that this Town Board hereby authorizes the Town Supervisor to execute the Agreement to Provide Snow and Ice Control Services with New York State, and, be it also

RESOLVED, that a certified copy of this resolution, along with the executed Agreement, be sent to Ms. Susan Miles, NYSDOT/Operations, 1530 Jefferson Road, Rochester, New York 14623.

Motion was made by Mitchell, seconded by Fessner, to adopt Resolution 2018-017 Resolution to Award Court Area Upgrade Project to SDC Construction and waive the reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

RESOLUTION 2018-017

RESOLUTION TO AWARD COURT AREA UPGRADE PROJECT TO SDC CONSTRUCTION

WHEREAS, the Town of East Bloomfield wishes to upgrade the Court area located in the lower level of the Town Hall; and

WHEREAS, request for bids with specifications were pursued to upgrade the Court area for security purposes; and

WHEREAS, three (3) bids were received per attached, with SDC Construction and Kevin Wyand Home Improvements, being the lowest responsive bidders; and

WHEREAS, SDC Construction was the contractor whom performed the previous work on the upgrade to the Court area; and

WHEREAS, SDC Construction is familiar with the needs of the Court and it's security; now, therefore be it

RESOLVED, that this Board accept the bid of SDC Construction for \$30,000 to execute the work; and, be it also

RESOLVED, that this Board authorize via contract the work to be done as specified; and, be it also

RESOLVED, that a copy of this resolution be sent to SDC Construction, 6600 Rice Road, Victor, New York 14564

Wille noted the letter to Senator Funke requesting \$300,000 in System for Award Management (SAM) funding from the 2018-2019 budget. This funding would allow the town to make substantial improvements to the Legion building at Veterans Park. Wille noted that the town is awaiting word on the \$300,000 request. Discussion was held. Wille reported there has been some discussion regarding the thought of merging the Town and Village Planning and Zoning Boards. Conradt reported that there's lots of pressure from the State to share such services as combining the Boards. Discussion was held. Mitchell asked that all applications that have been received in regards to the empty Town Planning and Zoning Board seats be circulated to the entire Town Board. Discussion was held. Wille reported on the Website Design and the possible merger with the Village of Bloomfield, and the Town of West Bloomfield. Conradt reported she believes the same pressure from the State exists for the Website too. Discussion was held. MacMillan agrees on the shared Website design.

COMMITTEE REPORTS:

Audit: Nothing to report.

Buildings and Grounds: Glenn Thornton gave an update on Veterans Park in regards to a waste water treatment facility, water line, electrical service, and sanitary line. Thornton estimates the cost to be \$40,000-\$50,000. Thornton reported that this upgrade should accommodate any future needs to come. Discussion was held.

HIGHWAY: Nothing to report.

IT/TECHNOLOGY: Nothing to report.

INSURANCE: Nothing to report.

PARKS and RECREATION: Gochenaur reported that she has received requests from Bloomfield Baseball, Bloomfield Softball, and Bloomfield Soccer, for the use of the fields at Veterans Park primarily all at/or about the same times. Gochenaur reported that there is increased tension between some of these groups over field usage and that the "first come first serve idea" should be reviewed. Gochenaur noted that the Town tried to mediate these groups last year and believes that another meeting with the presidents of these groups is needed. Discussion was held. The Town Board unanimously agreed that the community is not well served with the "first come first serve policy" at Veterans Park and will do away with said policy. A future meeting will be scheduled with these groups to reach a fair schedule for all participants.

WATER/SEWER VILLAGE OF BLOOMFIELD: Nothing to report.

PERSONNEL: Motion was made by Fessner, seconded by MacMillan, to give the Town Supervisor, Town Clerk, Highway Superintendent, and Town Code Enforcement Officer a \$50 per month stipend for Town use of their personal cell phones, in place of the town supplied cell phones and will be pro-rated based upon the starting and ending date of these positions. Town Supervisor, and Town Clerk payments effective January 1, 2018. Town Highway Superintendent and Code Enforcement Officer effective March 1, 2018 upon them turning in their town issued phones. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0 Mitchell asked to please solicit the applications for Planning and Zoning Board applicants so that if they feel compelled to interview they can get those interviews scheduled. Conradt asked if the Planning and Zoning chairs were part of the interview process or is it just the Town Board? Kier replied that he understands that it starts with the Town Board and they make a recommendation of certain candidates, then the Planning and Zoning Boards would take over. Mitchell replied "no, the Town Board does the appointment". Mitchell reported that if the Town Supervisor wants to invite someone to the interview he can. Discussion was held.

COMMUNICATIONS: Gochenaur reported she has received a request for the use of Veterans Park by the East Bloomfield United Methodist Church (Pastor Jeri Kober) to host a community fundraising effort to benefit June Jacobs on Saturday April 28, 2018. Pastor Kober is asking the Town Board to consider waiving the rental fee for the use of Veterans Park. Discussion was held. Motion was made by Fessner, seconded by MacMillan, to allow the East Bloomfield United Methodist Church to host a community fundraising effort to benefit June Jacobs on Saturday April 28, 2018 and waive the fees associated with said rental, and to provide the Town Clerk with a current Certificate of Liability Insurance. Discussion was held. Motion Defeated: Ayes 0 Nays 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Mitchell reported that he will reach into his own pocket to pay the \$50 fee for the event. If anyone else wants to contribute towards this please do so. Contributing members said to donate anything above the \$50 raised. Gochenaur reported she has received a request for the use of Elton Park by Jennifer Hess to hold its Horseless Carriage Club of America (HCCA) Car Show on Sunday July 8, 2018. Discussion was held. Motion was made by Fessner, seconded by Conradt, to allow HCCA to hold its Annual Car Show on Sunday July 8, 2018 and to provide the Town Clerk with a current Certificate of Liability Insurance. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

ROUND TABLE – OTHER BUSINESS: Gochenaur thanked the Town Board for the stipend of \$50.00 a month to offset the use of her personal cell phone to conduct town business. Kier reported that he has heard back from both Thornton and Bryson in regards to the upgrade equipment to be placed on the cell tower. Kier reported that the letter of intent can be signed by Wille. Discussion was held. Kier reported that he and Kimball will have new truck information for the Boards consideration at the next meeting. Kier reported that he has an upcoming Variance Meeting in Buffalo, and 3 days of Finger Lakes Building Officials Association (FLBOA) training. He is asking permission to leave his car at the Town Hall, and to drive the Code Enforcement Officer’s truck to attend these appointments. Discussion was held. Permission granted.

BUDGET TRANSFERS/AMENDMENTS: Motion was made by Fessner, seconded by Mitchell, to approve the 2017 end of year Budget Transfers and Amendments as submitted. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

PAYMENT OF BILLS: Motion was made by MacMillan, seconded by Mitchell, to approve paying of the bills as submitted. Discussion was held. Motion Approved: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

General Fund A	- Abs. #803- Vouchers - 42-45,47,48,50-55,57,59, 61-63,7036	\$ 15,201.87
General Fund B	- Abs. #803 - Vouchers - 45,49,50,55,59	\$ 232.71
Highway DA	- Abs. #803- Vouchers - 7024	\$ 25,265.50
Highway DB	- Abs. #803- Vouchers - 58,7023,7026-7035,7037	\$ 82,822.09
Water Proj-Whalen Rd-	Abs. #803- Vouchers - 56,64	\$ 114,994.48
Water Dist. #1	- Abs. #803- Vouchers - 46,60,65	\$ 633.95
Water Dist. #2	- Abs. #803- Vouchers - 40,41,65	\$ 414.32
Water Dist. #2 Ext.#2	- Abs. #803 - Vouchers - 40,65	\$ 51.50
Water Dist. #2 Ext.#6	- Abs. #803 - Vouchers - 65	\$ 31.00

EXECUTIVE SESSION: Motion was made by Mitchell, seconded by Fessner, to move into an Executive Session at 7:47 PM to discuss the employment history of a particular person or corporation or matters leading to the appointment, employment, promotion, salary, demotion, discipline, suspension, dismissal of a particular person or corporation. Motion Approved: Ayes: 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays: 0

RETURN TO REGULAR SESSION: Motion was made by Mitchell, seconded by Conradt, to end Executive Session and return to regular session at 8:05 PM. Motion Approved: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

ADJOURNMENT: Motion was made by Mitchell, seconded by Fessner, to adjourn the meeting at 8:05 PM. Motion Approved: Ayes 5 (Fessner, Conradt, Mitchell, MacMillan, and Wille) Nays 0

Respectfully Submitted,

Margaret M. Gochenaur
Town Clerk