

The regular scheduled meeting for the Town of East Bloomfield was held at the East Bloomfield Town Hall on Tuesday evening, May 26, 2015 at 7:30 PM with Supervisor Dianne Crowley presiding.

Crowley opened the regular Town Board meeting at 7:30 PM.

Present:	Supervisor	Dianne G. Crowley
	Council Person	Michelle T. MacMillan
	Council Person	Ronald P. Hawkins
	Council Person	Frank W. Fessner
	Council Person	William J. Mitchell Jr.

Attending the meeting were Margaret Gochenaur (Town Clerk), Brian Bernard (Highway Superintendent), Ron Roach (AWA Liaison), Gary Westerman and Steve Miller.

Pledge of Allegiance led by Highway Superintendent Brian Bernard.

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

APPROVAL OF MINUTES - Motion was made by MacMillan, seconded by Fessner, to approve the May 11, 2015 minutes. No Discussion was held. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Crowley) Nays 0 Motion was made by Crowley, seconded by Hawkins, to approve the Special Meeting minutes of May 18, 2015. Discussion was held. Motion Approved: Ayes 3 (Hawkins, MacMillan, and Crowley) Abstain 2 (Fessner, and Mitchell)

TOWN CLERK'S REPORT: Motion was made by Crowley, seconded by Fessner, to approve the Revised Application for Veteran's Park. No Discussion was held. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Crowley) Nays 0

CODE ENFORCEMENT OFFICER'S REPORT: Crowley reported that Hall is concerned that someone playing baseball may be injured on the fence if Fence Guards/Caps are not installed on the playing fields at Veterans Park. Mitchell requested that Hall get some pricing from the local hardware stores and report back with his findings. Bernard reported that by installing these Caps/Guards that bees may get in there and make a home, potentially causing a bigger problem. Discussion was held.

HIGHWAY SUPERINTENDENT'S REPORT: Motion was made by Fessner, seconded by Hawkins, to approve the Highway Superintendent's report. Discussion was held. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Crowley) Nays 0 Bernard presented the Board with a 2015 Amended 284 Agreement. Bernard went on to explain the changes. Discussion was held. Motion was made by Mitchell, seconded by MacMillan, to approve the 2015 284 Agreement, per the details of the correspondence from the Highway Superintendent dated May 26, 2015 Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Crowley) Nays 0

SUPERVISOR'S REPORT:

Motion was made by Mitchell, seconded by Fessner, to adopt the Local Law #1 Backyard Burials in the Town of East Bloomfield and waive a reading of the Local Law. Motion Adopted: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Crowley) Nays: 0

**A LOCAL LAW #1 ENTITLED
BACKYARD BURIALS
IN THE TOWN OF EAST BLOOMFIELD**

Be It Enacted By the East Bloomfield Town Board as follows:

SECTION 1: TITLE

This Local Law shall be known as “A Local Law Regulating Backyard Burials in the Town of East Bloomfield, New York

SECTION 2: PURPOSE

The purpose of this Chapter shall be to regulate backyard burials to preserve the quality of the environment and the public health of the community in general.

SECTION 3: PROHIBITED ACTS

It shall be unlawful for any person to cause the remains of a human being to be buried or to establish a burial ground for such purpose, in the Town of East Bloomfield, in any ground not set apart and recognized as a municipal, religious, not-for-profit corporation, cemetery or a registered cemetery

SECTION 5: ENFORCEMENT

This Local Law shall be enforced by the Town Code Enforcement Officer, or by any individual so authorized by the East Bloomfield Town Board to enforce the East Bloomfield Town Code.

SECTION 5: FILING OF COMPLAINTS

Any person may file a complaint with the Code Enforcement Officer that a violation of this law may have taken place.

SECTION 6: NOTICE TO COMPLY

The written notice to comply should contain the following information:

- a. The name of the owner or occupant of the property to whom the notice shall be addressed.
- b. The location of the premises involved in the violation.
- c. The statement of facts, which are alleged, that violates this local law.
- d. A statement that a failure to comply with the demand may result in prosecution.
- e. A copy of this local law.

Steve Miller, asked if that was it and was the Board going to hold any conversation in regards to the Local Law. Crowley reported to Steve Miller that a Public Hearing was held on Monday April 13, 2015 at 7:15 PM in which every person in attendance who wanted to speak on this topic was allowed to. Crowley reported that the Town Board along with other Town Employees and the Town’s Attorney had spent many hours researching Backyard Burials. Crowley asked Miller if he attended the Public Hearing. Miller reported that he didn’t know about it, so no he did not attend. Extensive discussion ensued.

Motion was made by Mitchell, seconded by MacMillan, to adopt the Resolution 2015-023 to Change the Term of Office for The Town of East Bloomfield Supervisor from Two Years to Four Years and waive the reading of the resolution. Discussion was held. Motion Adopted: Ayes 4 (Fessner, Mitchell, MacMillan, and Crowley) Nays: 1 (Hawkins)

RESOLUTION # 2015-023

**CHANGE THE TERM OF OFFICE FOR THE TOWN OF EAST BLOOMFIELD
SUPERVISOR FROM TWO YEARS TO FOUR YEARS**

WHEREAS, pursuant to Town Law Section 24, the term of office for the Town of East Bloomfield Supervisor is currently two years; and

WHEREAS, pursuant to Town Law Section 24-a, the term of office for the Town of East Bloomfield Supervisor may be changed from two years to four years by resolution of the Town Board, subject to mandatory referendum; and

WHEREAS, the East Bloomfield Town Board believes that a four year term for the Town Supervisor position is in the best interests of the Town of East Bloomfield for a variety of reasons, including increased Town stability due to the consistency in the Town Supervisor position and all other Town Board positions are four year terms; now, therefore, be it

RESOLVED, that the term of office for the Town of East Bloomfield Supervisor shall be four years, such four year term first commencing on January 1, 2018; and be it further

RESOLVED, beginning at the biennial Town election in November of 2017 and every four years thereafter, the Town of East Bloomfield Supervisor shall be elected for a term of four years; and be it further

RESOLVED, that this Resolution, pursuant to Town Law Section 24-a, shall supersede in its application Town Law Section 24 with respect to the term of office for the Town of East Bloomfield Supervisor; and be it further

RESOLVED, that, pursuant to Town Law Section 24-a, this Resolution shall be submitted for approval to the electors of the Town of East Bloomfield (i.e., subject to mandatory referendum) at the general Town election occurring on November 3 of 2015; and be it further

RESOVLED, that this Resolution shall not become effective until approved by the electors of the Town of East Bloomfield; and be it further

RESOLVED, that should this Resolution be defeated by the electors, the term of office for the Town of East Bloomfield Supervisor shall remain at two years; and be it further

RESOLVED, that a copy of this resolution be forwarded to the Town Clerk and the Ontario County Board of Election Commissioners.

Crowley reported on the parking lot condition at Veterans Park. Crowley reported that she has asked Brian Bernard and the Highway Department to please put down some fine crushed stone to fill in the

holes at Veterans Park. Discussion was held. Hawkins reported that the bathrooms are the #1 priority to be replaced/repared. Hawkins reported that he and Hall are going to meet with Jim Spellman to go over the project. Discussion was held. Crowley reported that there seems to be some interest from the AWA to buy back the Annex Building. Discussion was held. Crowley reported that she has checked into having a feasibility study done, but it is not free of charge. Discussion was held. Crowley recommended that a committee be formed consisting of Town Residents as to how to move forward with the Town properties/buildings. Crowley reported that they all need to be looked at, as they are just being Band-Aided at this point. Discussion was held. Fessner suggested starting two committees: One: For Parks and Recreation and Two: For Building and Grounds. Fessner reported that each committee should not consist of more that 5-8 people. Discussion was held. MacMillan is requesting that a Mission Statement for each committee be prepared and presented to the Board along with a Ten Year Plan for both Committees. Discussion was held.

COMMITTEE REPORTS:

Audit- Crowley reported that Ray Wager’s employees will be in house on Wednesday and Thursday conducting the Audit.

Buildings and Grounds: Nothing to report.

HIGHWAY: Nothing to report.

IT/Technology: Crowley reported that there are still computer issues since the changeover to the new server. Discussion was held. MacMillan reported that Integrated Systems needs to come into the Town Hall and fix these outstanding issues.

INSURANCE: Mitchell reported that he met with Paris Kirwan last Friday May 22, 2015. Mitchell reported that the initial numbers/invoice looks to be a little bit less than last year.

PARKS and RECREATION: Fessner reported that the Highway Department will be moving the donated soccer goals from the school to his house tomorrow so that he can start cleaning, painting, and welding them. Once the repairs are finished they will then be moved to Veterans Park. Crowley reported that Matt Rogers has asked that the back baseball field be mowed shorter. Rogers noted that the ball will not roll thru the playing field because the grass is too tall. Fessner will contact the school regarding this issue.

WATER/SEWER VILLAGE OF BLOOMFIELD: Crowley reported a change of order #2 for \$2,400.00. Crowley also reported that the change of orders to date total \$6,500.00.

COMMUNICATIONS: Crowley reported that Chris Collins will be at the East Bloomfield Town Hall on Wednesday June 17, 2015 from 10:00 AM – 11:30 AM for any Town Resident who have questions or concerns.

ROUND TABLE- OTHER BUSINESS: Nothing to report.

BUDGET TRANSFERS/AMENDMENTS: None

PAYMENT OF BILLS: Motion was made by MacMillan, seconded by Fessner, to approve paying of the Bills. Discussion was held. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Crowley) Nays 0

General Fund A	- Abs. #510- Vouchers - 171,172,174-183,186,7143,7150	\$ 30,294.90
General Fund B	- Abs. #510 - Vouchers - 172,185	\$ 611.85

Highway DA	- Abs. #510-	Vouchers - 172	\$	244.23
Highway DB	- Abs. #510-	Vouchers - 172,7144-7149	\$	7,915.21
Water Infrastr Improv	- Abs. #510	Voucher - 170,184,188	\$	507,265.40
Sewer District #1	- Abs. #510 -	Voucher - 183	\$	341.69
Water Dist. #1	- Abs. #510-	Voucher - 183,187	\$	3,905.61
Water Dist. #2	- Abs. #510-	Voucher - 173	\$	35.00
Water Dist. #2 Ext.#2	- Abs. #510-	Voucher - 173,183,187	\$	292.66

EXECUTIVE SESSION: Motion was made by Mitchell, seconded by MacMillan, to move into an Executive Session at 8:40 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, Mitchell, Hawkins, MacMillan, and Crowley) Nays 0

RETURN TO REGULAR SESSION: Motion was made by MacMillan, seconded by Hawkins, to end Executive Session and return to regular session at 9:07 PM. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Crowley) Nays 0

ADJOURNMENT: Motion was made by MacMillan, seconded by Fessner, to adjourn the meeting at 9:08 PM. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Crowley) Nays 0

Respectfully Submitted,

Margaret M. Gochenaur
Town Clerk