

A Public Hearing Scheduled for the Town of East Bloomfield was held at the East Bloomfield Town Hall on Monday August 22, 2016 at 7:30 PM with the regular scheduled Town Board Meeting to follow with Supervisor Frederick Wille presiding.

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

Present:	Supervisor	Frederick A. Wille
	Council Person	Michelle T. MacMillan
	Council Person	Frank W. Fessner
	Council Person	Ronald P. Hawkins
	Council Person	William J. Mitchell Jr.

Attending the meeting were Margaret Gochenaur (Town Clerk), Brian Bernard (Highway Superintendent), Andy Hall (Code Enforcement Officer), Ron Roach (AWA), Andy Rogers, James Voorhees, Don Brault, and Cheryl Olmstead.

Pledge of Allegiance led by Councilman Mitchell.

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

Wille opened the Public Hearing at 7:30 PM and the Public Notice was read by Town Clerk Gochenaur on Local Law #1 To Override the Tax Levy Limit Established in General Municipal Law §3-c by the Town Board of the Town of East Bloomfield.

Andy Roger asked why do we need to override the Tax Cap this year? Wille reported it was a "Safety Valve". Discussion was held. Rogers asked how many other Towns have overridden the tax cap? Wille reported he did not have that information with him. Discussion was held. Mitchell reported that this is an annual procedure. Discussion was held.

Motion was made by Mitchell, seconded by MacMillan to close the Public Hearing on Local Law #1 at 7:40 PM. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Wille) Nays: 0

Wille opened the Public Hearing at 7:40 PM and the Public Notice was read by Town Clerk Gochenaur on Local Law #2 To Amend Certain Sections of Chapter 135 of the Town Code of the Town of East Bloomfield Entitled "Zoning".

Andy Rogers asked about the Solar Section. Hall reported that Solar is considered a structure and must be inspected by the Code Enforcement Office. Hall reported that there is no State Law in place at this time permitting Solar Arrays. Discussion was held. Rogers asked about Horses. Hall reported that they are updating how many you can have per lot size. Hall reported that they are going by the State Guidelines. Discussion was held. Rogers asked about Windmills. Hall read the section regarding windmills: How Many you can have, Setbacks, and the need for an Automatic Braking System. Discussion was held. Rogers asked about Firewood. Hall read the whole section. Hall reported that a Special Use Permit will be required to sell firewood. Discussion was held. Don Brault shared his experience with a "Logging Business" in which he deals with on Cannan Road. Discussion was held. Hawkins asked if a permit is need to sell a used vehicle? Hall replied 'yes, if it's more than 2". Discussion was held.

Wille closed the Public Hearing on Local Law #2 at 8:07 PM.

Motion was made by Wille, seconded by MacMillan, to declare State Environmental Quality Review Act (SEQRA) an "Unlisted Action" with no further action required. The Board finds and determines that the proposed action will result in no significant impacts on the environment. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Wille) Nays: 0

APPROVAL OF MINUTES: Motion was made by Fessner, seconded by Hawkins, to approve the August 8, 2016 minutes. No Discussion was held. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Wille) Nays 0

HIGHWAY SUPERINTENDENT'S REPORT: Motion was made by MacMillan, seconded by Hawkins, to approve the Highway Superintendent's report. No Discussion was held. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Wille) Nays 0

SUPERVISOR'S REPORT: Mitchell presented the Town Board with two Attorneys to be considered. Wille reported that the Town Board will hold an Interview with each candidate at a date to be determined later. Discussion was held. Mitchell reported that he is still working on the Andrew Dotson Water Request thru multiple avenues. Mitchell reported that he has had conversations with Dotson throughout the process and Mr. Dotson seems pleased with the effort being put forth with his request.

Discussion was held. Mitchell reported that the Crocker's have been presented with the agreement regarding their water issue and will respond at a later date once they have had time to thoroughly go over the agreement. Discussion was held. Wille reported that 5 Intermunicipal Agreements will be updated to reflect the Fuel Charge increase to \$0.06 that was approved by the Town Board in April 2015. Discussion was held. Wille asked about the status of the Portable Toilets at Veterans Park, and if the school should be paying for them, as they are the ones using them. The Town Board agreed at this time the school should be asked to pay for them. Wille reported that he will contact the school on Tuesday to let them know they will be responsible for the cost of the Portable Toilets. Discussion was held. Moving forward the Board will consider budgeting for them in the future. Wille reported that he was invited to attend a meeting held by Doug Turnbull's group concerning the Comprehensive Plan. Wille reported that he is going to incorporate the information gathered from the Planning Board, Town Board, Village Board, and the Citizens Group into a draft. Once the draft is completed, Wille will be sending the Draft Copy out to the appropriate people for more comments and input. Wille estimates that he should be able to have that completed by the September 26th meeting for the Boards to review. Discussion was held.

Motion was made by Mitchell, seconded by MacMillan, to adopt the Resolution 2016-028 Authorizing the Adoption of Local Law No. 1 of 2016, to Override the Tax Levy Limit Established in General Municipal Law 3-c, by the Town Board of the Town of East Bloomfield and waive a reading of the Resolution. Discussion was held. Motion Adopted: Ayes 3 (Mitchell, MacMillan, and Wille) Nays: 2 (Fessner, and Hawkins)

RESOLUTION 2016-028

AUTHORIZING THE ADOPTION OF LOCAL LAW NO. 1 OF 2016, TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-c, BY THE TOWN BOARD OF THE TOWN OF EAST BLOOMFIELD

WHEREAS, a public hearing was duly held by said Town Board on August 22, 2016 at 7:30 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 to override the tax levy limit established in General Municipal Law §3-c; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of East Bloomfield, on August 11, 2016 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 August 22, 2016, at 7:30 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 2016, entitled, "A local law to override the tax levy limit established in General Municipal Law §3-c", 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 she 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 Hawkins, to adopt the Resolution 2016-029 Authorizing the Adoption of Local Law No. 2 of 2016, to Amend Certain Sections of Chapter 135 of the Town Code of the Town of East Bloomfield Entitled "Zoning", by the Town Board of the Town of East Bloomfield and waive a reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Wille) Nays: 0

RESOLUTION 2016-029

AUTHORIZING THE ADOPTION OF LOCAL LAW NO. 2 OF 2016, TO AMEND CERTAIN

SECTIONS OF CHAPTER 135 OF THE TOWN CODE OF THE TOWN OF EAST BLOOMFIELD ENTITLED "ZONING", BY THE TOWN BOARD OF THE TOWN OF EAST BLOOMFIELD

WHEREAS, a public hearing was duly held by said Town Board on August 22, 2016 at 7:30 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 to Amend Certain Sections of Chapter 135 of the Town Code of the Town of East Bloomfield Entitled "Zoning".

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of East Bloomfield, on August 11, 2016 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 August 22, 2016, at 7:30 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 2016, entitled, "A local law to Amend Certain Sections of Chapter 135 of the Town Code of the Town of East Bloomfield Entitled "Zoning", 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 she 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 Fessner, seconded by Hawkins, to adopt the Resolution 2016-030 To Adopt the "Think Differently" Initiative to Assist Individuals with Special Needs and Their Families and waive a reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Wille) Nays: 0

RESOLUTION 2016-030

TO ADOPT THE "THINK DIFFERENTLY" INITIATIVE TO ASSIST INDIVIDUALS WITH SPECIAL NEEDS AND THEIR FAMILIES

WHEREAS, the "Think Differently" initiative is about promoting awareness and acceptance of all people, and advocating for the inclusion of all individuals living on the Autism Spectrum and with special needs; and

WHEREAS, our state and communities are stronger because of our diversity and differences; and

WHEREAS, according to the Center for Disease Control (CDC) over 55 million people, or approximately 19% of Americans, have a type of disability or special need; and

WHEREAS, for some people with special needs, the very things that make them unique can also keep them on the sidelines, separate from those who might not understand their differences or uniqueness; and

WHEREAS, it is important to promote and provide guidance to those with special needs on how to access publically supported services available to them in the community; and

WHEREAS, it is important to encourage and educate the community and businesses on ways they can make facilities and services more accessible and on how to train staff to welcome and support special needs customers and co-workers; and

WHEREAS, the goal of this initiative is to provide a supportive and inclusive environment for individuals of all abilities by supporting community events that expand family friendly opportunities for people with special needs and their families; and

WHEREAS, adopting the “Think Differently” initiative is an important statement that our Town officials can make to show their support for the differently-abled children and adults with special needs, and their families.

NOW, THEREFORE, BE IT RESOLVED, that the Town of East Bloomfield adopts the “Think Differently” initiative so that all are better prepared to communicate with, provide for, and support those living on the Autism Spectrum and with special needs.

Motion was made by Fessner, seconded by MacMillan to approve the July Financial Statements as submitted. Discussion was held. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Wille) Nays 0

COMMITTEE REPORTS:

Audit: Nothing to report.

Buildings and Grounds: Nothing to report.

HIGHWAY: Fessner thanked the Highway Crew for the nice job they are doing on paving the driveway at Veterans Park.

IT/Technology: Nothing to report.

INSURANCE: Mitchell reported that the current Health Care Policy that the Town has is not going to be offered in the coming year. Mitchell reported that there will be a minimum increase of 6% for next year. Mitchell suggests that both the Town and its employees will be paying more, and the coverage won't be as good. Mitchell along with Patty Conklin will have meetings starting in September to see what their options are. Discussion was held.

PARKS and RECREATION: Nothing to report.

WATER/SEWER VILLAGE OF BLOOMFIELD: Nothing to report.

PERSONNEL: Nothing to report.

COMMUNICATIONS: None.

ROUND TABLE- OTHER BUSINESS: Hawkins asked about the Tree Grant that Wille wrote. Wille reported that the Grant is very competitive, and was denied. Wille reported it's an Annual Grant that can be applied for every year. Discussion was held. Hall thanked the Highway Department for their work on paving the driveway at Veterans Park. Bernard reported that he will need a Resolution for the next Town Board meeting in regards to Klinky's Road (6/10 of a mile on Townline Road). Discussion was held.

BUDGET TRANSFERS/AMENDMENTS: None.

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

General Fund A	- Abs. #616 - Vouchers - 304-314,317	\$	17,129.30
General Fund B	- Abs. #616- Vouchers - 304,315	\$	577.45
Highway DA	- Abs. #616- Vouchers - 304,7198,7199	\$	1,326.30
Highway DB	- Abs. #616 - Vouchers - 304,7200-7204	\$	7,477.21
Water Dist. #1	- Abs. #616 - Vouchers - 316	\$	4,517.48
Water Dist. #2 Ext.#2	- Abs. #616 - Vouchers - 316	\$	379.28

ADJOURNMENT: Motion was made by MacMillan, seconded by Fessner, to adjourn the meeting at 8:42 PM. Motion Approved: Ayes 5 (Fessner, Mitchell, Hawkins, MacMillan, and Wille) Nays 0

Respectfully Submitted,

Margaret M. Gochenaur
Town Clerk