

A Public Hearing scheduled for the Town of East Bloomfield was held at the East Bloomfield Town Hall on Monday October 27, 2014 at 7:15PM with the regular scheduled Town Board Meeting to follow at 7:30 PM with Supervisor Dianne Crowley presiding.

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

Attending the meeting were Margaret Gochenaur (Town Clerk), Brian Bernard (Highway Superintendent), Ron Roach (AWA Liaison), Aaron Curtis (Daily Messenger), Jean Burlingame, Bill Burlingame, Jerry Thomas, and Gerard Guinta (Residents for the Public Hearing).

Pledge of Allegiance led by Councilman MacMillan.

Public Welcome and Comments:

Crowley opened the public Hearing at 7:15PM and the Public Notice was read by Town Clerk Gochenaur on Dog Control Local Law #2. Crowley asks the people in attendance if they have any questions concerning the Dog Control Local Law #2. Bill Burlingame asks Crowley what the essence of the law is. Crowley reports that the Ontario County Humane Society along with the Town Clerk's Office had received 12-14 dog complaints from January thru early July 2014 prompting the Town to look at this issue as to why the Town of East Bloomfield doesn't currently have a Dog Control Law. Crowley reported that basically the law states there has to be a control essence meaning by voice control, leash, or fence. Discussion was held. Someone's dog being on the neighbor's property is not a violation as long as your neighbor has given their permission to let the dog run loose on their property. Crowley reported the law is meant to protect and respect the residents of the Town of East Bloomfield, along with their pets from other aggressive dogs. Fessner reported that dogs are free to run loose on their own property. Dogs do not have to be chained or tied up to comply with this law. Discussion was held. The Town of East Bloomfield is currently paying the Ontario County Humane Society for services that we aren't or can't use without this law. Discussion was held. Jerry Thomas reported that his dog is a guard dog, and he wants to make sure his dog doesn't need to be tied up. He was assured by the Board that as long as his dog remained on his property that it did not need to be tied. Fessner also noted to Thomas that as long as you have your neighbor's permission your dog can also run loose on their property. Discussion was held. Bill Burlingame reported that he has lived in the Town for 38 years and has only had one incident himself and was able to resolve the matter by merely speaking with the other party involved. He questions the Board if the Town or the County has a concern over liability if something were to happen with an aggressive dog. Discussion was held. He reminds the Board that we are a rural community. Bill also reminds the Board that just because everyone else has a law doesn't mean that the Town of East Bloomfield has to have one. Discussion was held. Bill would like the Board to consider other avenues before passing an all encumbering law that will affect the whole Town of East Bloomfield. Discussion was held. Jerry Thomas reported to the Board that he hates to see more laws passed when we don't enforce the ones that we have. Hawkins agrees with Thomas in that we do not need the law. Discussion was held.

Crowley closed the public Hearing at 7:47PM.

Crowley opened the regular Town Board Meeting at 7:47PM.

APPROVAL OF MINUTES - Motion was made by Fessner, seconded by Hawkins, to approve the October 14, 2014 minutes. No Discussion was held. Approved: Ayes 4 (Fessner, Hawkins, MacMillan and Crowley) Nays 0

HIGHWAY SUPERINTENDENT'S REPORT: Motion made by Fessner, seconded by MacMillan, to approve the Highway Superintendent's report. Bernard reported to the Board that he still does not have a training schedule for the use of the propane tank for the school. Discussion was held. Bernard reported to the Board that he has received a few phone calls concerning the intersection of Gauss and Oakmount roads after a recent car accident occurred there. He also reported that the Town Clerk's Office had received a similar call. The callers are asking for that intersection to become a four way stop. Discussion was held. Bernard reported that he has hired Patrick Smith as a seasonal driver. Bernard reported that Jim Rogers is no longer a driver. Discussion was held. Approved: Ayes 4 (Fessner, Hawkins, MacMillan and Crowley) Nays 0.

SUPERVISOR'S REPORT: Crowley asked the Board that an amendment be made to the proposed Dog Control Local Law #2. The word **or** be added at the end of each line 1,2 and 3. Fessner also asks Crowley to find out from the Town's Attorney if indeed there is a liability issue to be concerned with.

Discussion was held. Motion made by Fessner, seconded by Crowley, to table the Dog Control Local Law #2 until these two issues could be changed and addressed. Motion Tied: Ayes: 2 (Fessner and Hawkins) Nays: 2 (MacMillan and Crowley).

Motion was made by MacMillan, seconded by Fessner, to adopt the Resolution 2014-039 Authorizing the Issuance of Serial Bonds of the Town of East Bloomfield in an Amount Not to Exceed \$123,000.00 to Partially Pay for the Purchase of a 2013 Mack Truck and waive the reading of the resolution. Adopted: Ayes 4 (Fessner, Hawkins, MacMillan, and Crowley) Nays: 0

RESOLUTION 2014-039

**RESOLUTION 2014-039 OF THE TOWN OF EAST BLOOMFIELD
ONTARIO COUNTY, NEW YORK
AUTHORIZING THE ISSUANCE OF SERIAL BONDS
OF THE TOWN OF EAST BLOOMFIELD
IN AN AMOUNT NOT TO EXCEED \$123,000
TO PARTIALLY PAY FOR THE PURCHASE OF
A 2013 MACK DUMP TRUCK**

WHEREAS, the Town Board (the “Board”) of the Town of East Bloomfield (the “Town”) having authorized the purchase of a 2013 Mack Dump Truck (the “Equipment”) for the Town’s use and the financing thereof to partially defray the costs of the Equipment by issuance of serial bonds in the aggregate principal amount of \$164,000 pursuant to a bond resolution the 27th day of October, 2014 (the “\$164,000 BAN”); and

WHEREAS, the Board has authorized and approved certain payments to the \$164,000 BAN scheduled to mature on November 13, 2014 to The Canandaigua National Bank and Trust Company (“CNB”) and also authorized and approved that the \$164,000 BAN be renewed in the amount of \$123,000 pursuant to this resolution dated October 27, 2014; and

WHEREAS, the \$123,000 BAN will mature on November 13, 2015;

NOW, THEREFORE, IT IS HEREBY

RESOLVED, by the Town Board of the Town of East Bloomfield located in the County of Ontario, New York, as follows:

Section 1. The Town is hereby authorized to pay \$41,000 on the principal balance of the \$164,000 Renewal BAN, plus interest of \$3280.00, to CNB on November 13, 2014, and shall renew the Bond Anticipation Note for the Equipment with CNB for a term of one (1) year, effective November 14, 2014.

Section 2. The renewal serial bond shall be in the amount of \$123,000 with an interest rate of 2.00% and shall mature on November 13, 2015; and, therefore, be it also

RESOLVED, that this Resolution shall take effect immediately.

Crowley reported to the Board that the County Contract for the Snow and Ice Removal is being table for now. Crowley reported that this contract has also been tabled at the County Level. Discussion was held. Crowley sets the Public Hearing Date for the Adoption of the 2015 Budget for Monday, November 17, 2014 at 6:30PM. Discussion was held.

COMMITTEE REPORTS:

Audit- Nothing to report.

Buildings and Grounds: Gochenaur reported to the Board that the new Security System has been installed at Veteran’s Park and seems to be working fine. Discussion was held. Crowley reported to the Board that she spoke with David Pratt concerning the location of the dumpster at Veteran’s Park. Pratt requested that the dumpster be left in the direction that it faces now and also requests that the opening of the gate be wide enough to accommodate the truck backing up to lift the dumpster without it hitting anything. Discussion was held.

HIGHWAY: Nothing to report.

IT/Technology: Nothing to report.

INSURANCE: Nothing to report.

PARKS and RECREATION: Nothing to report.

WATER/SEWER VILLAGE OF BLOOMFIELD: Crowley shares with the Board the advertisement Thornton Engineers will be putting out for sealed bids concerning Water Districts 1 and 2. Discussion was held. Crowley also advised the Board that the recommendation from Glenn is that if the bids are not where they need to be that the Board table the replacement until January 2015. Discussion was held. Motion made by MacMillan, seconded by Fessner, to approve the advertisement to be put in the paper by Thornton Engineers for Water Districts 1 and 2 for Water Main Replacement in East Bloomfield. Approved: Ayes 4 (Fessner, Hawkins, MacMillan, and Crowley) Nays 0

COMMUNICATIONS: Nothing to report.

OTHER BUSINESS: Crowley reported that the sales tax received for this quarter was up about 2%. Discussion was held. Gochenaur asks Fessner if he is still working on the usage fees to be presented to the Board for Veteran’s Park. Fessner reported that he is and will hopefully be presenting his recommendations to the Board in December for their input. Discussion was held. Bernard reported that he has been approached by Mike Derringer about storing Highway Town Equipment in his barn on Cannon Road from November thru March as they did last year. The cost per month last year was \$350.00. Discussion was held. Bernard reported that the only change from last year is that the Town only rented three quarters of the barn so Mike would be looking to rent out the other quarter to other people. Discussion was held.

BUDGET TRANSFERS/AMENDMENTS: Motion made by MacMillan, seconded by Fessner, to approve the Budget Transfers. Discussion was held. Approved: Ayes 4 (Fessner, Hawkins, MacMillan, and Crowley) Nays 0

PAYMENT OF BILLS: Motion made by MacMillan, seconded by Fessner, to approve paying of the Bills. Hawkins asks why we are just paying Roseland Park now when it was presented on a previous bill. Crowley reported to the Board that the previous bill was never paid because the Bookkeeper noticed that the Summer Recreation Program was billed incorrectly and that the Town just received a corrected bill. Discussion was held. Hawkins asks Bernard why his coffee is listed under machinery and is that legal. Bernard reported that is where former Town Supervisor Dotie Huber told him to report it. Hawkins noted that that doesn’t make it legal. Bernard reported that he will have to check and he will report back to the Board at the next meeting with his findings. Bernard reported that the Town Board has been approving this since he took office. Discussion was held. Approved: Ayes 4 (Fessner, Hawkins, MacMillan, and Crowley) Nays 0

General Fund A	- Abs. #420- Vouchers -	370,372,376-380,382	\$	2,411.51
General Fund B	- Abs. #420 - Vouchers -	375,385	\$	518.49
Highway DA	- Abs. #420- Vouchers -	7241	\$	296.50
Highway DB	- Abs. #420- Vouchers -	7236-7240,7242	\$	6,906.99
Sewer District #1	- Abs. #420 - Voucher -	371,379,381,384	\$	7,296.50
Water Dist. #1	- Abs. #420 - Voucher -	369,371,373,374,379,384	\$	611.62
Water Dist. #2	- Abs. #420- Voucher -	369,371,383,384	\$	10,528.21
Water Dist. #2 Ext.#2	- Abs. #420- Voucher -	371,379,384	\$	99.44

ADJOURNMENT: Motion made by Fessner, seconded by MacMillan, to adjourn the meeting at 8:28 PM. Approved: Ayes 4 (Fessner, Hawkins, MacMillan, and Crowley) Nays 0

Respectfully Submitted,

Margaret M. Gochenaur
Town Clerk