

The regular scheduled meeting for the Town of East Bloomfield was held at the East Bloomfield Town Hall on Monday evening, December 28, 2015 at 7:30 PM with Supervisor Michelle MacMillan presiding.

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

Present:	Supervisor	Michelle T. MacMillan
	Council Person	Frank W. Fessner
	Council Person	Ronald P. Hawkins
	Council Person	Thomas E. Conklin
	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 Liaison), Kathy Wille, Fred Wille (Supervisor Elect), Heather Kenyon, Alex Kenyon, and Russ Kenyon (Town Justice Elect).

Pledge of Allegiance led by Councilman Conklin.

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

APPROVAL OF MINUTES: Motion was made by Fessner, seconded by Hawkins, to approve the December 14, 2015 minutes. Discussion was held. Hawkins reported that the Resolution he was referring to under the Water and Sewer Report was for Bonding and Engineering. Motion Approved: Ayes 4 (Conklin, Hawkins, Fessner, and MacMillan) Nays 0 Abstain 1 (Mitchell) Motion was made by Fessner, seconded by Hawkins, to approve the December 16, 2015 minutes. No Discussion was held. Motion Approved: Ayes 3 (Hawkins, Fessner, and MacMillan) Nays 0 Abstain 2 (Conklin, and Mitchell)

CODE ENFORCEMENT OFFICER’S REPORT: Hall reported that a window is broken at Veterans Park and needs to be replaced. Hall reported that there is a total of 6 windows, 1 broken and the other 5 need replacing due to age. Hall would like to replace all 6 windows at the same time so they will all match. Hall has received 2 estimates for the windows to be replaced. The first estimate is from Santelli Lumber in Palmyra for a total cost of \$1,265.46. The second estimate is from Victor Coal and Lumber in Victor for a total cost of \$1,134.00. Discussion was held. Motion was made by Mitchell, seconded by Conklin, to authorize the expenditure of \$1,134.00 to Victor Coal and Lumber for 6 double hung window units. Motion Approved: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0

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 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0

SUPERVISOR’S REPORT:

Motion was made by Mitchell, seconded by Fessner, to adopt the Resolution 2015-048 Authorizing Supervisor to Pay Bills and Make Necessary Bookkeeping Entries in Anticipation of the Year End Fiscal Closing and waive a reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays: 0

RESOLUTION 2015-048

RESOLUTION AUTHORIZING SUPERVISOR TO PAY BILLS AND MAKE NECESSARY BOOKKEEPING ENTRIES IN ANTICIPATION OF THE YEAR END FISCAL CLOSING

WHEREAS, certain bills may need to be paid prior to the end of the year to insure they are applied to the 2015 budget year, and

WHEREAS, certain bookkeeping transactions may be required to prepare for the year end and closing of the books, and

WHEREAS, a Town Board meeting to formally approve these transactions will not occur until January of 2016, and therefore be it

RESOLVED, that this Board authorizes the Town Supervisor to pay such bills and make such bookkeeping transactions as necessary prior to the end of the 2015 year, and also, be

RESOLVED, that the Supervisor will communicate those changes to the Town Board members when they are transacted, in anticipation of formal approval at the first Town Board meeting in 2016

Motion was made by Mitchell, seconded by Hawkins, to adopt the Resolution 2015-049 To Accept the Highway Superintendent's 2016 Agreement for the Expenditure of Highway Monies Under the NYS Highway Law Section 284 and waive a reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays: 0

RESOLUTION 2015-049

TO ACCEPT THE HIGHWAY SUPERINTENDENT'S 2016 AGREEMENT FOR THE EXPENDITURE OF HIGHWAY MONIES UNDER THE NYS HIGHWAY LAW SECTION 284

WHEREAS, NYS Highway Law mandates that the Town Highway Superintendent enter into an agreement at the beginning of each year with the Town Board detailing the road repairs and renovations the Superintendent intends to accomplish during that year; and

WHEREAS, this Town Board has received the 2016 "284 Agreement" from the Town Highway Superintendent and agrees with the repairs and renovations indicated within the 284 Agreement; and

WHEREAS, the Town Board recognizes that the cost of the work defined in the 284 Agreement are within the 2016 Highway Budget, as passed in November 2015; now, therefore, be it

RESOLVED, that this Town Board hereby accepts and agrees to the 284 Agreement as presented by the Town of East Bloomfield Highway Superintendent; and be it also

RESOLVED, that a copy of this Resolution be sent to the Town of East Bloomfield Highway Superintendent.

Motion was made by Fessner, seconded by Conklin, to adopt the Resolution 2015-050 Resolution to Transfer Balance in Trust and Agency Account Group Health Insurance to General Fund and waive a reading of the Resolution. Discussion was held. Motion Adopted: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays: 0

RESOLUTION 2015-050

RESOLUTION TO TRANSFER BALANCE IN TRUST AND AGENCY ACCOUNT GROUP HEALTH INSURANCE TO GENERAL FUND

WHEREAS, the Trust and Agency Group Health Insurance is an account on the books of the Town of East Bloomfield; and

WHEREAS, there has been a balance carried in this account for an unspecified amount of time; and

WHEREAS, on the advice of the auditors that the account balance be transferred to the General Fund; and

WHEREAS, the balance was determined to be \$6,351.11; therefore, be it

RESOLVED, that this Town Board authorizes the transfer of \$6,351.11 from the Trust and Agency account Group Health Insurance to the General Fund

Motion was made by Mitchell, seconded by Fessner, to adopt the Resolution 2015-051 Establishing a Recreation Repair Reserve Fund for East Bloomfield Subject to Permissive Referendum and waive a reading of the Resolution. Discussion was held. Motion was made by MacMillan, seconded by Fessner, to table the Resolution until the next Board Meeting. Motion Approved: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0

RESOLUTION 2015-051

**ESTABLISHING A RECREATION
REPAIR RESERVE FUND FOR EAST BLOOMFIELD
SUBJECT TO PERMISSIVE REFERENDUM**

WHEREAS, the Town Board of the Town of East Bloomfield (the “Town Board”) is desirous of establishing a recreation repair reserve for the benefit of the Town and the residents of East Bloomfield in a fiscally prudent manner; and

WHEREAS, in order to ensure the foregoing objective, the Town Board is seeking to implement any number of techniques including, but not limited to, the establishment of a dedicated fund for the purpose of making repairs and improvements to the Town of East Bloomfield recreational facilities;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

There is hereby established a repair reserve fund to be known as the “Town of East Bloomfield Recreation Repair Reserve Fund” (hereinafter “Reserve Fund”). The purpose of this Reserve Fund is to accumulate moneys to fund the cost of repairs and improvements. The type of repairs and improvements to be funded from the Reserve Fund would include, but not be limited to, the renovation and repair of roadways, surfaces and structures which encompass and are a part of and provide access to the Town’s recreational facilities as well as any other incidental repairs and improvements in connection therewith. It is the intent of the Town Board to accumulate part of the cost of repairs and improvements the maximum cost of which is estimated to be Seventy Five Thousand and 00/100 (\$75,000) Dollars.

The Town’s chief fiscal officer is hereby directed to deposit the sum of Ten Thousand Dollars and 00/100 (\$10,000.00) as previously adopted by budget appropriation and to secure the monies of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. Thereafter, future deposits to the Reserve Fund, if any, shall be determined by Town Board resolution. The chief fiscal officer may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the monies so deposited or invested shall accrue to and become part of the Reserve Fund. The chief fiscal officer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund.

Except as otherwise provided, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by law.

This resolution shall be subject to permissive referendum.

MacMillan reported that during the Audit the Auditor’s noted that the Mary Theresa Norman Fund had no end date. The auditor’s suggested that this fund should be a Private Purpose Trust Fund. Dan Bryson, the Town Attorney suggested meeting with the family and recommending that the money be held by them; or that they could reach out to the school for possible scholarship opportunities. Mitchell suggested that when Fred Wille takes office in January that he meet with the Norman Family to discuss other possible options. Mitchell noted that the Town of East Bloomfield should no longer be the depository. Discussion was held. Wille agreed to meet with the Norman family after the first of the year. MacMillan reported that the East Bloomfield Town Court has received a Memorandum from Amy Monachino, Town and Village Courts Liaison, Seventh Judicial District, with the Assignment Order for the Honorable Richard Whitesell from the Town of West Bloomfield to fill the vacancy of the Honorable William Morsheimer commencing on January 1, 2016 through and including April 10, 2016. MacMillan reported that she will be proceeding with the recommendations received from Craig J. Doran, Administrative Judge, Seventh Judicial District as to how to appoint the Interim Justice. MacMillan reported that the Organizational Meeting for 2016 will be held on January 11, 2016 at 7:00PM, with the regular Town Board Meeting immediately following the Organizational Meeting.

COMMITTEE REPORTS:

Audit: Macmillan reported that she is just waiting on Mitchell to review the draft copies of the Audits. Once Mitchell signs off on them she will present the Board with the final copies of her findings. MacMillan reported that an Audit should be scheduled to be conducted soon.

Buildings and Grounds: Nothing to report.

HIGHWAY: Nothing to report.

IT/Technology: Nothing to report.

INSURANCE: Nothing to report.

PARKS and RECREATION: Nothing to report.

WATER/SEWER VILLAGE OF BLOOMFIELD: Nothing to report.

COMMUNICATIONS: Nothing.

ROUND TABLE- OTHER BUSINESS: Conklin thanked the Town Board Members for the opportunity to allow him to sit once again as a Councilmember. Mitchell, MacMillan, and Wille all thanked Conklin for his service to the Town Board and to the Town of East Bloomfield. Discussion was held. Mitchell reported that he has received Day Planners and Calendars from Paris Kirwan that he will be dropping off to the Town Hall for the employees use.

BUDGET TRANSFERS/AMENDMENTS: Motion was made by Fessner, seconded by Hawkins, to approve the Budget Transfers and Amendments dated December 28, 2015 as submitted. Discussion was held. Motion Approved: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0

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

General Fund A	- Abs. #524	Vouchers - 459-466, 468, 469, 7311	\$ 10,337.67
General Fund B	- Abs. #524 -	Vouchers - 469, 470	\$ 150.51
Highway DA	- Abs. #524-	Vouchers - 469, 7309, 7313, 7314	\$ 1,046.41
Highway DB	- Abs. #524-	Vouchers - 469, 7310, 7312, 7315-7321	\$ 7,066.25
Water Infrast Improv.	- Abs. #524 -	Vouchers - 458, 467, 472	\$ 313,206.65
Sewer Dist. #1	- Abs. #524-	Vouchers - 468	\$ 262.93
Water Dist. #1	- Abs. #524-	Vouchers - 457, 468, 471	\$ 2,530.27

Water Dist. #2	- Abs. #524-	Vouchers - 468, 473	\$	59.25
Water Dist. #2 Ext.#2	- Abs. #524-	Vouchers - 468, 471	\$	185.94

ADJOURNMENT: Motion was made by Fessner, seconded by Hawkins, to adjourn the meeting at 8:33 PM. Motion Approved: Ayes 5 (Conklin, Mitchell, Hawkins, Fessner, and MacMillan) Nays 0

Respectfully Submitted,

Margaret M. Gochenaur
Town Clerk