

**TOWN OF OAKFIELD**  
**REGULAR TOWN BOARD MEETING**

**APRIL 12, 2016**

**ROLL**

**CALL:** Supervisor Glor  
Deputy Supervisor Veazey  
Councilman Kabel  
Councilman Martin  
Councilman Wolcott

**OTHERS**

**PRESENT:** Town Clerk Haacke  
Superintendent of Highways Dennis  
Assessor Flansburg  
CEO/ZEO Mikolajczyk  
Justice Baker  
Michelle Johnson, OALL  
Matt Durham, OALL  
Joe Bradt, OALL  
Alexis Williams, OALL  
Matthew Williams, Resident

Supervisor Glor called the meeting to order at 7:00 pm, followed by the Pledge to the Flag.

**Minutes of the March 8, 2016 Regular Board Meeting & Special Meeting of March 15, 2016-MOTION**

Councilman Wolcott, second Councilman Kabel to approve the minutes as written.

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**Carried unanimous vote (5-0)**

**OAKFIELD ALABAMA LITTLE LEAGUE**

Matt Durham, President of OALL stated that the Little League Board would like to make some improvements this year. They plan to paint the dugouts and food stand. After Labor Days, the OALL Board would like to sod the softball field and secure it until next spring. Superintendent Dennis stated that he would secure the field when the time comes.

A couple safety concerns—the drainage pipe at the Tball field that is all torn up. Superintendent Dennis stated that will be corrected by opening day.

Also, a small white pipe by the boys back stop needs attention.

Superintendent Dennis said he would have the water on by Saturday. Also, 12 ton of dirt is on premise.

Garbage for the park will be picked up on Mondays, but if Little League has a large amount it is requested they dump it in the dumpster at the salt storage barn.

Joe Bradt stated the he will be replacing some of the signs in the park and get new locks and keys to all who need them.

The Little League Schedule has been submitted to the Town as well as a letter requesting use of the food stand.

**MOTION** Deputy Supervisor Veazey, second Councilman Wolcott to approve Oakfield Alabama Little League to use the food stand from April 1, 2016-August 31, 2016.

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**Carried unanimous vote (5-0)**

The Softball schedule will be available soon and as soon as OALL has it they will pass it on to the Town. There will be a couple of Sundays that the park will be used for Softball.

### **Matthew Williams**

Mr. Williams again addressed the Town Board regarding the fence. A fence of 108' in length and 6' high has been placed on the west side of the parking lot. This was to prevent lights shining into windows and the privacy of residents. Mr. Williams's requests that since the Town will add two more panels those panels be 8' in height to ensure his privacy.

It was stated that the Town has a concern with an 8' fence as well as the contractor. Also, to add a custom 8' panel would be three times the cost.

Supervisor Glor stated that we are being good neighbors and trying to accommodate all the neighbors, but have two different heights would make it look mismatched.

**MOTION** Deputy Supervisor Veazey, second Councilman Martin to extend the privacy fence two more panels at 6' height.

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**CARRIED UNANIMOUS VOTE (5-0)**

### **TOWN JUSTICE**

Justice Baker stated that everything in the new building is going very well. All four justices and the Court Clerk under one roof makes things much easier.

Justice Baker also stated that he will ask the Court Security to ask clients and attorney's not to congregate outside the Court Entrance to ease the minds of residents.

### **CEO/ZEO**

Report is available for review.

Violations submitted for house on East Shelby Road.

### **ASSESSOR**

Little League loves the plans for the park.

Change notices have been sent and taxable value increases by \$1.5 million.

As of March 2, 2015 if you purchase a home you will no longer receive your STAR exemption off your school tax bill. You will either have to apply to receive a check or apply on your tax return.

## **SUPERINTENDENT OF HIGHWAYS**

### *Road Work*

- Scheduling the fixing of roadside ditch on Hutton Road by USG pond (4 foot pipe wash out) plan on using 2 ft. x 2 ft. x 6 ft. concrete solid blocks and another section of 4 ft. pipe.
- Bridges on Maple Road will be replaced next year by County Highway. Hutton Road will be next year or the year after.
- Looking to start mowing brush on road side due to mild weather.
- Starting to schedule putting culvert pipes in road crossings.
- Taking down snow fence.

### *Buildings & Grounds*

- Building expansion construction is complete, just working on punch list with LeFrois contractor. Just two items left.
- Need to keep working with our engineers on the building project and inter face with contractors.
- MJ Mechanical install new air sensors.
- MJ Mechanical replacing unit in utility room.
- Price quote for two more sections of fence for a cost of \$660.00 to add on the south end toward Drake Street.

### *Cemeteries*

- Been active with burials.
- Working with Councilperson Wolcott on things to repair in cemeteries.
- Have contacted Association of Towns and they are emailing us information on what we can do and how we can spend monies on cemeteries.
- Have a quote to replace mower for the cemetery for \$3290.00 and would like approval to purchase.

**MOTION** Councilman Martin, second Councilman Wolcott to approve the purchase of a Zero Turn mower from Z&M not to exceed \$3290.00.

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**Carried unanimous vote (5-0)**

### *Parks*

- We are looking at some upgrades to the park with our Engineers so we can apply for grants as they become available. We will talk to Little League and the Betterment Committee for financial assistance. We will also talk to Job Corps to see if they will do the work. We may want to consider doing this work and possibly getting a BAN. The drawings are being revised.
- We need to discuss next step in the park upgrades.
- Will turn on the water this week.
- Picked up 12 ton of diamond dirt today for Little League.

### *Equipment Update*

- All equipment is in good working order.
- All the new equipment has been delivered.

*Public Works Update*

- Update on Batavia Townlines Project, Oakfield Water District 6 is complete. They will start restoration soon.
- WD7 District update—RD wants to fast track the project. Preliminary funding meeting is complete and all items are complete.
- WD5—scheduling restoration.
- WD9—is complete by our Engineers. This is Macumber Road south of Townline and Townline in the Town of Alabama. Funding meeting is complete and final submittals are complete.
- RD stated they have a lot of funding available so we should look at moving WD10 to fast track. WD11, Judge Road and Macumber Roads which will be with the STAMP Project (STAMP is moving now). WD12 which would be Lewiston Road and maybe included North End of Macumber, Lewiston Road and Lockport Road in the Town of Alabama.
- We should be looking at laying out sewer districts for future expansion and current needs in the town. Also creating a sewer district where there is already sewer in the town.
- Working on a Genesee County North West Water/Sewer Consortium made up of all the towns and villages in the North West corner of Genesee County. This will handle all the O&M of all the water and sewer in that area.
- Will be installing a new 6 inch tap in WD2 for Lamb Farms this week, Thursday April 14, 2016.

*Library*

- We are working on the window replacement for the Library. Library is working on the grant.
- The old town hall generator cannot be used at the Library. What direction does the town Board wish to take?

*Miscellaneous*

- Need to set up meeting on possible housing development plan areas for the Town of Oakfield, a developer has already been here for information on locations. Additional meetings are being set up at this time but no dates have yet been set. This is being done by GCEDC.
- Land fill will open for the season and seems to be going well.
- We need to look at all our standards and codes. We must be prepared for the future that looks very promising. STAMP is alive and moving forward at a good pace and we need to be prepared.

**TOWN CLERK**

**Abstract 4-2016-MOTION** Deputy Supervisor Veazey, second Councilman Kabel to authorize the following:

General Fund	125-172	\$101,487.90
Part Town B	11-14	\$ 1,521.83
Highway DA	19-40	\$ 11,451.39
Highway DB	13-20	\$ 18,982.34
Special Districts	21-28	\$ 85,278.76
Library	1	\$ 98,867.00
	<b>TOTAL</b>	<b>\$317,589.22</b>

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott  
**Carried Unanimous vote (5-0)**

The Genesee County Ag Steering Committee will meet here on Monday, April 18<sup>th</sup> in the morning.

**RESOLUTION NO. 23-2016—LEGAL SERVICE AGREEMENT WATER DISTRICT NO. 7**

Councilman Wolcott offered the following:

**RESOLUTION TO APPROVE LEGAL SERVICES AGREEMENT FOR  
WATER DISTRICT NO. 7**

**WHEREAS**, the Town Attorney, namely, Kevin D. Earl, Esq. of Oshlag, Saleh & Earl, has proposed a Legal Services Agreement for Water District No. 7, and

**WHEREAS**, this proposed Legal Services Agreement proposes that the Town Attorney be paid at the rate of \$165.00 per hour for all work concerning the Water District, with a total amount not to exceed \$10,000.00, and

**WHEREAS**, the Oakfield Town Board intends to accept this proposal.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Board of the Town of Oakfield, New York, that a proposed Legal Services Agreement with Attorney Kevin D. Earl, Esq. of Oshlag, Saleh & Earl, a copy of which shall be made a part of the Town Board Minutes, is hereby approved and the Town Supervisor is hereby authorized and directed to execute this Legal Services Agreement on behalf of the Town of Oakfield.

Dated: April 12, 2016

**Second:** Deputy Supervisor Veazey

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**APPROVED UNANIMOUS VOTE (5-0)**

**RESOLUTION NO. 24-2016—WATER DISTRICT NO. 7 PROJECT**

Councilman Martin offered the following:

**WHEREAS**, the Town of Oakfield has applied to Rural Development for funding for Water District No. 7; and

**WHEREAS**, the Town of Oakfield has received a Preliminary Funding Estimate of said project;  
**NOW**, therefore be it

**RESOLVED**, that the Supervisor and Deputy Supervisor of the Town of Oakfield are authorized to execute any and all documents for Rural Development.

I, Melissa M. Haacke, Town Clerk of the Town of Oakfield, do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Oakfield on the 12<sup>th</sup> of April 2016.

**Second:** Councilman Wolcott

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**APPROVED UNANIMOUS VOTE (5-0)**

**RESOLUTION NO. 24-2016—FINAL ORDER ESTABLISHING WATER DISTRICT NO. 7**

Deputy Supervisor Veazey offered the following:

A meeting of the Town Board of the Town of Oakfield, in the County of Genesee, State of New York, was held at the Town Hall, in said Town, on April 12, 2016.

PRESENT:

Hon. Carol Glor, Supervisor  
James Veazey, Councilperson  
Timothy Kabel, Councilperson  
Matthew Martin, Councilperson  
Kim Wolcott, Councilperson

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In the Matter of the Establishment of the Water District No. 7, in the Town of Oakfield, in the County of Genesee, New York, pursuant to Article 12-A of the Town Law.

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**FINAL ORDER ESTABLISHING WATER DISTRICT NO. 7  
(APRIL 12, 2016)**

WHEREAS, the Town Board of the Town of Oakfield (herein called “Town Board” and “Town”, respectively), in the County of Genesee, New York, has, pursuant to Town Law Article 12-A, caused Clark Patterson Lee Design Professionals, competent engineers duly licensed by the State of New York, to prepare a preliminary map, plan and report for the establishment of Water District No. 7 (the “District” or “Water District”); and

WHEREAS, such map, plan and report is on file at the office of the Town Clerk, and available for public inspection at said location; and

WHEREAS, said map, plan and report proposes the construction and installation of approximately 27,700 linear feet of 8-inch water main along portions of Albion, Burns, Crane, East Shelby and Fisher Roads, as well as other such improvements as more fully identified in such map, plan and report referred to above, including all related right-of-way costs, new service installation, site work and other ancillary work, including hydrants, valves, appurtenances,

preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively the “Water Improvement”); and

WHEREAS, the estimated maximum amount proposed to be expended for the construction of the District is estimated to be \$1,715,000; and

WHEREAS, pursuant to the Order duly adopted on September 9, 2014, the Town Board determined to proceed with the proposed establishment of the District and adopted an Order reciting a description of the boundaries of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for the construction of water improvements in connection with the establishment of the District, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk’s office for public inspection and specifying October 14, 2014, at 6:45 o’clock p.m. (Prevailing Time) as the time when, and the Oakfield Town Hall, located at 3219 Drake Street, in the Town, as the place where, the Town Board would meet to consider the proposed establishment of the District and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by law; and

WHEREAS, following publication and posting of certified copies of said Order pursuant to Article 12-A of the Town Law and after a public hearing duly held by the Town Board at the time and place herein referred to, the Town Board, by resolution duly adopted October 14, 2014, determined that the notice of public hearing was published and posted as required by law and was otherwise sufficient, that all the property and property owners included within the proposed District were benefited thereby, that all the property and property owners benefited were included within the limits of the proposed District, that it was in the public interest to establish the District and approved the establishment of the District and the construction of water improvements in connection with the District as hereinabove described at an estimated maximum cost of \$1,715,000; and that the plan of financing is the issuance of serial bonds in an aggregate amount not to exceed \$1,715,000, such amount to be offset by any federal, state, county and/or local funds received including, but not limited to, a USDA Rural Development Agency grant of approximately \$750,000, and unless paid from other sources or charges, the cost for the establishment of the District will be by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine to be especially benefited by said District, so much upon and from each as shall be in just proportion to the amount of benefit which the District shall confer upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and

WHEREAS, said resolution adopted October 14, 2014, was subject to permissive referendum and the notice setting forth the date of adoption of said resolution, which concisely stated the purpose and effect thereof, was duly posted and published as required by law, and that no petition requesting a referendum thereon has been filed with the Town Clerk within 30 days after the date of adoption thereof, or at any other time since said adoption; and

WHEREAS, permission of the State Comptroller was required with respect to the establishment of the District and the Town submitted an application to the Office of the State Comptroller, Department of Audit and Control, as required by Town Law; and

WHEREAS, the Office of the State Comptroller, Department of Audit and Control reviewed said application and on April 6, 2016, the State Comptroller issued an order that such application of the Town Board of the Town of Oakfield for permission to establish Water District No. 7 was approved and permitted the establishment of said District in accordance with the description referred to in a resolution of October 14, 2014, at an estimated maximum cost of \$1,715,000;

NOW, THEREFORE, BE IT

ORDERED, that the establishment of the District is hereby approved, in the Town of Oakfield, to be known as Water District No. 7, situate wholly outside of any incorporated village or city and bounded and described as follows:

**TOWN OF OAKFIELD**  
**WATER DISTRICT No. 7**

All that tract or parcel of land situate in the Town of Oakfield, Genesee County, State of New York, being described as follows:

Beginning at a point, being the intersection of the northerly extension of a westerly line of tax account number 14-1-1 with the centerline of East Shelby Road (66 feet wide right-of-way) and the northerly line of Genesee County; thence,

1. Easterly, along the northerly line of Genesee County and the centerline of East Shelby Road, and along the northerly lines of tax account numbers 14-1-2.2, 14-1-2.1, and 14-1-3, across Crane Road (49.5 feet wide right-of-way), and along the northerly line of tax account number 14-1-26, a distance of 2,842 feet, more or less, to the northeasterly corner of tax account number 14-1-26, along the northerly line of Genesee County; thence,
2. Southerly, along the easterly line of tax account number 14-1-26, a distance of 191 feet, more or less, to a point on the easterly line of tax account number 14-1-26, being 500 feet northerly of and parallel to the centerline of East Shelby Road; thence,
3. Easterly, along a line 500 feet northerly of and parallel to the centerline of East Shelby Road, through the lands of tax account numbers 14-1-5.2, 14-1-5.111, 14-1-5.12, 14-1-28.1, 14-1-8, and 14-1-10.1, a distance of 3,004 feet, more or less, to a point 500 feet westerly of and parallel to the centerline of Burns Road (49.5 feet right-of-way); thence,
4. Northerly, along a line 500 feet westerly of and parallel to the centerline of Burns Road, through the lands of tax account numbers 14-1-10.1 and 14-1-9, a distance of 1,474 feet, more or less, to the northerly line of tax account number 14-1-9 and the northerly line of Genesee County; thence,
5. Easterly, along the northerly line of Genesee County and tax account number 14-1-9, across Burns Road, and along the northerly line of tax account number 14-1-11.1, a distance of 1,007



feet, more or less, to a point 500 feet easterly of and parallel to the centerline of Burns Road; thence,

6. Southerly, along a line 500 feet easterly of and parallel to the centerline of Burns Road, through the lands of tax account numbers 14-1-11.1, 14-1-11.2, and 14-1-12.1, a distance of 1,271 feet, more or less, to a point 500 feet northerly of and parallel to the centerline of East Shelby Road; thence,
7. Southeasterly, along a line 500 feet northerly of and parallel to the centerline of East Shelby Road, through the lands of tax account numbers 14-1-12.1 and 14-1-13.21, a distance of 1,001 feet, more or less, to a point 500 feet northerly of and parallel to the centerline of Albion Road (49.5 feet wide right-of-way); thence,
8. Northeasterly, along a line 500 feet northerly of and parallel to the centerline of Albion Road, through the lands of tax account number 14-1-13.21, a distance of 597 feet, more or less, to the easterly line of tax account number 14-1-13.21; thence,
9. Northerly, along the easterly line of tax account number 14-1-13.21, a distance of 100 feet, more or less, to the northwesterly corner of tax account number 14-1-14.2; thence,
10. Northeasterly, along the northerly line of tax account number 14-1-14.2, a distance of 300 feet, more or less, to the northeasterly corner of tax account number 14-1-14.2; thence,
11. Southerly, along the easterly line of tax account number 14-1-14.2, a distance of 100 feet, more or less, to a point 500 feet northerly of and parallel to the centerline of Albion Road; thence,
12. Northeasterly, along a line 500 feet northerly of and parallel to the centerline of Albion Road, through the lands of tax account number 14-1-14.111, a distance of 840 feet, more or less, to a point on the easterly line of tax account number 14-1-14.111; thence,
13. Northerly, along the easterly line of tax account number 14-1-14.111, a distance of 315 feet, more or less, to the northwesterly corner of tax account number 13-1-34.111; thence,
14. Easterly, along the northerly line of tax account number 13-1-34.111, a distance of 596 feet, more or less, to a point 500 feet northerly of and parallel to the centerline of Albion Road; thence,
15. Northeasterly, along a line 500 feet northerly of and parallel to the centerline of Albion Road, through the lands of tax account number 13-1-1.1, a distance of 1,240 feet, more or less, to a point 500 feet westerly of and parallel to the centerline of Albion Road; thence,
16. Northerly, along a line 500 feet westerly of and parallel to the centerline of Albion Road, through the lands of tax account number 13-1-1.1, a distance of 1,121 feet, more or less, to a point on the northerly line of tax account number 13-1-1.1 and the northerly line of Genesee County; thence,
17. Easterly, along the northerly line of Genesee County and tax account number 13-1-1.1, across Albion Road, and along the northerly line of tax account number 13-1-3.112, a distance of 1,031

feet, more or less, to a point 500 feet easterly of and parallel to the centerline of Albion Road; thence,

18. Southerly, along a line 500 feet easterly of and parallel to the centerline of Albion Road, through the lands of tax account number 13-1-3.112, a distance of 800 feet, more or less, to a point on the westerly extension of the northerly line of tax account number 13-1-3.111; thence,
19. Easterly, along the westerly extension of the northerly line of tax account number 13-1-3.111, through the lands of tax account number 13-1-3.112 and along the northerly line of tax account number 13-1-3.111, a distance of 422 feet, more or less, to the northeasterly corner of tax account number 13-1-3.111; thence,
20. Southerly, along the easterly line of tax account number 13-1-3.111 and a southerly extension of the easterly line of tax account number 13-1-3.111, through the lands of tax account number 13-1-3.112, a distance of 304 feet, more or less, to a point 500 feet northerly of and parallel to the centerline of Fisher Road (49.5 feet wide right-of-way); thence,
21. Southeasterly, along a line 500 feet northerly of and parallel to the centerline of Fisher Road, through the lands of tax account numbers 13-1-3.112 and 13-1-4.121, a distance of 969 feet, more or less, to a point on the northerly line of tax account number 13-1-4.122; thence,
22. Easterly, along the northerly line of tax account number 13-1-4.122, a distance of 103 feet, more or less, to the northeasterly corner of tax account number 13-1-4.122; thence,
23. Southerly, along the easterly line of tax account number 13-1-122, a distance of 46 feet, more or less, to a point 500 feet northerly of and parallel to the centerline of Fisher Road; thence,
24. Easterly and southerly, along a line 500 feet northerly and easterly of and parallel to the centerline of Fisher Road, through the lands of tax account numbers 13-1-4.121, 13-1-4.112, 13-1-55, 13-1-4.114, 13-1-51, 13-1-4.2, 13-1-5, and 13-1-14 , a distance of 7,734 feet, more or less, to a point on the southerly line of tax account number 13-1-14, at a northeasterly corner of Existing Water District Number 4; thence,
25. Westerly, along the southerly line of tax account number 13-1-14 and a westerly extension of the southerly line of tax account number 13-1-14, and a northerly line of Existing Water District Number 4, a distance of 576 feet, more or less, to the centerline of Fisher Road; thence,
26. Northeasterly, along the centerline of Fisher Road, a distance of 54 feet, more or less, to the intersection of an easterly extension of the southerly line of tax account number 13-1-53.1, and a northeasterly corner of Existing Water District Number 4; thence,
27. Westerly, along an easterly extension of the southerly line of tax account number 13-1-53.1 and the southerly line of tax account number 13-1-53.1, and the northerly line of Existing Water District Number 4, a distance of 580 feet, more or less, to a point 500 feet westerly of and parallel to the centerline of Fisher Road; thence,
28. Northerly and westerly, along a line 500 feet westerly and southerly of and parallel to the centerline of Fisher Road, through the lands of tax account numbers 13-1-53.1, 13-1-24.12, 13-1-24.112, 13-1-24.2, 13-1-46, 13-1-45.2, 13-1-45.112, 13-1-48, 13-1-45.116, 13-1-52, 13-1-50,

13-1-49, 13-1-45.12, 13-1-44.111, 13-1-44.122, and 13-1-38, a distance of 8,377 feet, more or less, to a point on the easterly line of tax account number 13-1-33.1; thence,

29. Southerly, along the easterly line of tax account number 13-1-33.1, a distance of 215 feet, more or less, to the southeasterly corner of tax account number 13-1-33.1; thence,
30. Westerly, along the southerly line of tax account number 13-1-33.1, a distance of 307 feet, more or less, to the southwesterly corner of tax account number 13-1-33.1; thence,
31. Northerly, along the westerly line of tax account number 13-1-33.1, a distance of 222 feet more or less, to a point 500 feet southerly of and parallel to the centerline of Albion Road; thence,
32. Southwesterly, along a line 500 feet southerly of and parallel to the centerline of Albion Road, through the lands of tax account numbers 13-1-38 and 14-1-26, a distance of 3,668 feet, more or less, to a point 500 feet southerly of and parallel to the southeasterly extension of the centerline of East Shelby Road; thence,
33. Northwesterly, along a line 500 feet southerly of and parallel to the centerline of East Shelby Road, through the lands of tax account number 14-1-26, across Albion Road, and through the lands of tax account number 14-1-26, a distance of 4,580 feet, more or less, to a point on the southerly line of tax account number 14-1-21.12; thence,
34. Westerly, along the southerly line of tax account number 14-1-21.12, a distance of 42 feet, more or less, to the southwesterly corner of tax account number 14-1-21.12; thence,
35. Northerly, along the westerly line of tax account number 14-1-21.12, a distance of 13 feet, more or less, to a point 500 feet southerly of and parallel to the centerline of East Shelby Road; thence,
36. Westerly, along a line 500 feet southerly of and parallel to the centerline of East Shelby Road, through the lands of tax account number 14-1-26, a distance of 3,012 feet, more or less, to a point on the easterly line of tax account number 14-1-1; thence,
37. Southerly, along the easterly line of tax account number 14-1-1, a distance of 118 feet, more or less, to the southeasterly corner of tax account number 14-1-1; thence,
38. Westerly, along a southerly line of tax account number 14-1-1, a distance of 495 feet, more or less, to the southwesterly corner of tax account number 14-1-1; thence,
39. Northerly, along a westerly line of tax account number 14-1-1, a distance of 280 feet, more or less, to an interior southwesterly corner of tax account number 14-1-1; thence,
40. Westerly, along a southerly line of tax account number 14-1-1, a distance of 315 feet, more or less, to a southwesterly corner of tax account number 14-1-1; thence,
41. Northerly, along a westerly line of tax account number 14-1-1 and a northerly extension of the westerly line of tax account number 14-1-1, a distance of 345 feet, more or less, to the point of beginning.

All as shown on a map prepared by Clark Patterson Lee, "Water District No. 7 – Water District Map", Drawing Number WD-01, dated May 9, 2014.

Town of Oakfield Water District No. 7, as described above contains approximately 549.24 acres of land.

and be it further:

ORDERED, that the Water District No. 7 in the Town of Oakfield hereinabove referred to shall be constructed as set forth in the said Order Calling the Public Hearing (dated September 9, 2014) and the resolution (adopted on October 14, 2014), at an estimated maximum cost of \$1,715,000; and that the plan of financing is the issuance of serial bonds in an aggregate amount not to exceed \$1,715,000, such amount to be offset by any federal, state, county and/or local funds received including, but not limited to, a USDA Rural Development Agency grant of approximately \$750,000, and unless paid from other sources or charges, the cost for the establishment of the District will be by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine to be especially benefited by said District, so much upon and from each as shall be in just proportion to the amount of benefit which the District shall confer upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and be it further

ORDERED, that within ten days after adoption of this Order, the Town Clerk shall record with the Clerk of the County of Genesee and file with the Department of Audit and Control in Albany, New York copies of this Order, certified by the Town Clerk.

Dated: April 12, 2016

TOWN BOARD OF THE  
TOWN OF OAKFIELD

The question of the adoption of the foregoing order was duly put to vote on a roll call, which resulted as follows:

**Second:** Councilman Kabel

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**APPROVED UNANIMOUS VOTE (5-0)**

**The forgoing order was thereupon declared duly adopted.**

**RESOLUTION NO. 25-2016—BOND RESOLUTION WATER DISTRICT NO. 7**

Councilman Kabel offered the following:

**A BOND RESOLUTION, DATED APRIL 12, 2016, OF THE TOWN BOARD OF THE TOWN OF OAKFIELD, GENESEE COUNTY, NEW YORK (THE "TOWN"), AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT IN THE WATER DISTRICT NO. 7 IN THE TOWN AND THE CONSTRUCTION OF IMPROVEMENTS THEREIN, AT AN ESTIMATED MAXIMUM COST OF \$1,715,000, AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,715,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, SAID AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE TOWN SUPERVISOR.**

WHEREAS, the Town Board of the Town of Oakfield, Genesee County, New York (the "Town"), pursuant to Article 12-A of the Town Law, created a water district designated and known as the Water District No. 7 in the Town (the "District" or "Water District"); and

WHEREAS, the Town Board desires to undertake a water system capital improvements project (the "Project") generally consisting of the construction of the infrastructure for the Water District; and

WHEREAS, by Resolutions the Town Board took the following actions with respect to such Project: (a) prepared maps, plans and reports and identified the boundaries for the Water District and such Project, (b) held a public hearing with respect to such Project, (c) determined that the Project would not have a significant effect on the environment under Article 8 of the Environmental Conservation Law, (d) determined that the requirements of Article 12-A of the Town Law had been satisfied with respect to such Project and further determined to undertake such Project and (e) received permission to establish the District from the New York State Comptroller; and

WHEREAS, the Town Board desires to issue obligations of the Town to finance a portion of the costs of such Project;

NOW, THEREFORE, be it

RESOLVED, by the Town Board (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1: The purpose to be financed pursuant to this resolution is a certain capital improvements project consisting of the construction and installation of approximately 27,700 linear feet of 8-inch water main along portions of Albion, Burns, Crane, East Shelby and Fisher Roads, as well as other such improvements as more fully identified in such map, plan and report prepared in connection with the project, including all related right-of-way costs, new service installation, site work and other ancillary work, including hydrants, valves, appurtenances, preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Purpose"). The estimated maximum cost of said purpose is \$1,715,000.

SECTION 2: The Town Board plans to finance the estimated maximum cost of said purpose by the issuance of serial bonds in an aggregate amount not to exceed \$1,715,000 of said Town, said amount to be offset by any federal, state, county and/or local funds received including, but not limited to, a USDA Rural Development Agency grant of approximately \$750,000, and unless paid from other sources or charges, the cost for the establishment of the District will be by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine to be especially benefited by said District, so much upon and from each as shall be in just proportion to the amount of benefit which the District shall confer upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law.

SECTION 3: It is hereby determined that said purpose is an object or purpose described in subdivision 1 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 40 years.

SECTION 4: Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

SECTION 5: It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6: The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, the cost for the establishment of the District will be by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine to be especially benefited by said District, so much upon and from each as shall be in just proportion to the amount of benefit which the District shall confer upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law. Should the assessments upon benefited real property be insufficient to pay the principal of and interest on such bonds, there shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7: Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Without in any way limiting the scope of the foregoing delegation of powers, the Town Supervisor, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Town.

SECTION 8: The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in Section 1 of this resolution. The Town then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the date hereof) with the proceeds of the bonds authorized by Section 2 of this resolution (or with the proceeds of any bond anticipation notes issued in anticipation of the sale of such bonds). This resolution shall constitute the declaration of the Town's "official intent" to reimburse the expenditures authorized by Section 2 hereof with such bond or note proceeds, as required by United States Treasury Regulations Section 1.150-2.

SECTION 9: The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

SECTION 10: The Town Supervisor is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 11: The Town has complied with applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act ("SEQRA"), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under the State Environmental Quality Review Act is necessary.

SECTION 12: In the absence or unavailability of the Town Supervisor, the Deputy Supervisor is hereby specifically authorized to exercise the powers delegated to the Town Supervisor in this resolution.

SECTION 13: The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

1. (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication; or

2. Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 14: This resolution is effective immediately

SECTION 15: The Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication.

\* \* \* \* \*

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

**Second:** Deputy Supervisor Veazey

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**APPROVED UNANIMOUS VOTE (5-0)**

**THE FOREGOING RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.**

**RESOLUTION NO. 26-2016—ADOPTING SEC-DRIVEN CONTINUING DISCLOSURE COMPLIANCE PROCEDURES**

Deputy Supervisor Veazey offered the following:

**RESOLUTION, DATED APRIL 12, 2016, OF THE TOWN BOARD OF THE TOWN OF OAKFIELD, GENESEE COUNTY, NEW YORK (THE "TOWN") ADOPTING SEC-DRIVEN CONTINUING DISCLOSURE COMPLIANCE PROCEDURES**



WHEREAS, Securities Exchange Commission (“SEC”) Rule 15c2-12 (the “Rule”) generally prohibits underwriters from purchasing or selling municipal securities unless the issuer of such securities has entered into a continuing disclosure obligation; and

WHEREAS, the Town is an occasional issuer of municipal securities and thus has entered into continuing disclosure obligations (or will do so) from time to time; and

WHEREAS, Hodgson Russ LLP, as bond counsel to the Town, has prepared and has recommended that the Town adopt certain SEC-driven continuing disclosure compliance procedures; and

WHEREAS, the Town Board deems it to be in the best interest of the Town to adopt formal written procedures to help ensure continuing disclosure compliance, and to designate an official responsible for ensuring that such procedures are followed;

NOW THEREFORE, BE IT RESOLVED, that the Town hereby adopts the continuing disclosure compliance procedures that are attached hereto as “Schedule A” and resolves to be governed thereby; and be it further

RESOLVED, that such Schedule A will be placed in its entirety in the official records, files and minutes of the Town and adhered to going forward; and be it further

RESOLVED, that this resolution shall take effect immediately upon its adoption.

The question of the adoption of the foregoing resolution was duly put to a vote, which resulted as follows:

**Second:** Councilman Martin

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**APPROVED UNANIMOUS VOTE (5-0)**

Schedule A

**TOWN OF OAKFIELD  
GENESEE COUNTY, NEW YORK**

**Continuing Disclosure Compliance Procedures for  
Tax-Exempt Bonds and Notes**

a. **Purpose:** The purpose behind implementation of these continuing disclosure compliance procedures is to ensure that the **Town of Oakfield, Genesee County, New York** (the “Issuer”) (i) is

compliant with its continuing disclosure obligations with respect to the securities it issues, pursuant to Rule 15c2-12, as amended (the "Rule"), promulgated under the Securities Exchange Act of 1934, as amended and (ii) makes accurate reports as to its compliance therewith in connection with its offerings of securities from time to time.

**b. Disclosure Compliance Officer Designation, Education and Training:** The Issuer will designate a "Disclosure Compliance Officer" who will be the primary official responsible for monitoring compliance with the continuing disclosure requirements listed in the Issuer's continuing disclosure undertakings. The Disclosure Compliance Officer will attend training and educational seminars that are offered on an annual basis by the Issuer's bond counsel (the law firm of Hodgson Russ LLP) and will consult with the Issuer's bond counsel and financial advisor as needed to keep current on Securities and Exchange Commission regulations and developments relating to continuing disclosure compliance for its obligations. The Issuer's designated **Disclosure Compliance Officer is the Town OF OAKFIELD, currently CAROL GLOR, SUPERVISOR.**

**c. Continuing Disclosure Obligations Review:** The Disclosure Compliance Officer is responsible for reviewing, with the Issuer's financial advisor, the Issuer's continuing disclosure undertakings to determine the date(s) by which annual financial information and audited financial information, along with any required material events notices and, if applicable, failure to file notices, must be filed with the Municipal Securities Rulemaking Board's Electronic Municipal Market Access ("EMMA") system in accordance with the Rule.

**d. Preparation of Annual Financial Information and Audited Financial Statements:** If the Issuer's continuing disclosure undertakings require the filing of annual financial information and audited financial statements with EMMA, the Disclosure Compliance Officer will coordinate with the Issuer's auditor and financial advisor to ensure that such documents are prepared and submitted in advance of the deadline for such filing.

**e. Monitoring Disclosure Compliance:** The Disclosure Compliance Officer will monitor the filing with EMMA of any and all documents required under the Issuer's continuing disclosure undertakings through consultation with the Issuer's financial advisor and bond counsel when necessary.

**f. Correcting Potential Non-Compliance:** Upon discovery of potential or existing non-compliance with the Issuer's continuing disclosure undertakings, the Disclosure Compliance Officer will promptly take steps, including consultation with the Issuer's financial advisor and bond counsel, to correct such non-compliance, such as by filing failure to file notices with EMMA.

**g. Official Statements:** The Disclosure Compliance Officer will review for accuracy and completeness any descriptions of the Issuer's continuing disclosure compliance history contained in the initial drafts of notices of sale or official statements that are promulgated by the Issuer in connection with its bond and note issues, and will inform the Issuer's financial advisor and bond counsel of any potential inaccuracies or omissions within, so that any discovered inaccuracies or omissions in the draft document(s) can be corrected before such document(s) are finalized and distributed.

#### **SUPERVISOR**

**MOTION** Deputy Supervisor Veazey, second Councilman Kabel to approve the Supervisor's report as submitted.

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**CARRIED UNANIMOUS VOTE (5-0)**

#### **GAM**

The speaker was Rhonda Salsbury of the Town of Batavia who spoke on subject of "Defending Assessments"

The next GAM Meeting will be in the Town of Byron on April 21<sup>st</sup>.

#### **CEMETERY COMMITTEE**

Councilman Wolcott stated the Cemetery Cleanup will take place May 21<sup>st</sup> from 9 am to 2 pm. The Lion's Club will be on hand to cook hot dogs and hamburgers.

#### **OLD BUSINESS**

The Town and Village held a water meeting on April 6<sup>th</sup>, still many unanswered questions. GCEDC will release the \$200,000 for the Water Tank in May. The water rate will increase .03 cents.

#### **Water Districts 7 & 9**

Everything has been submitted to Rural Development, we are waiting on final design approval.

#### **NEW BUSINESS**

Supervisor Glor will write thank you notes to the speakers at the Open House.

The Open House went very well and we had approximately 150 people in attendance.

Supervisor Glor will be away for a week.

Mr. Mikolajczyk proposed medical first aid kits for the Town Vehicles. The cost of each kit is \$23 and masks are approximately \$10 each. Approximate cost is \$490 plus shipping.

**MOTION** Deputy Supervisor Veazey, second Councilman Wolcott to approve purchasing 15 first aid kits and masks for the Town Vehicles.

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**Carried Unanimous Vote (5-0)**

Mr. Mikolajczyk also mentioned that we need to fill the vacant position on our Zoning Board and ZBA. Supervisor Glor said she has been waiting on the Village, who at one time was interested in joining those Boards. We cannot wait any longer.

**ADJOURNMENT: MOTION** Deputy Supervisor Veazey, second Councilman Martin to adjourn the meeting at 9:20 pm.

**Ayes:** Glor, Veazey, Kabel, Martin, Wolcott

**Carried Unanimous Vote (5-0)**

Respectfully submitted,

Melissa M. Haacke  
Town Clerk

