

**TOWN OF OAKFIELD
BOARD MEETING
JANUARY 10, 2012**

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

PRESENT: Supervisor Cianfrini, Councilpersons Veazey, Glor, Kabel and Martin, Superintendent of Highways Dennis, Assessor Flansburg and Code Enforcement Officer Mark Mikolajczyk

A **motion** was made by Councilman Veazey, seconded by Councilperson Glor and carried by unanimous vote to approve the meeting minutes of December 13-Regular Board Meeting, December 28th- Year End Meeting and January 4th-Organizational minutes as written.

CODE ENFORCEMENT OFFICER

Mr. Mikolajczyk stated that he has been working on the following:

- Issued a Certificate of Occupancy on the Coffta property after the final electrical inspection
- Issued a Code of Compliance for solar panels
- Issued a Certificate of Occupancy on the King property for garage
- Holes have been dug at the Muntz property for footers/foundation; house to be set next week
- Mr. Glor and Mr. Mikolajczyk will be sending a letter to Mark Rebert regarding the split of land so that another dwelling can be placed on the property; this has been at a stand still
- Mr. Mikolajczyk, Mr. Glor, Deputy Clerk Denny and Town Clerk Haacke will meet on Tuesday, January 17th at 11:00 am to discuss the new Code/Zoning Program the Town has purchased. This meeting is to ensure that all fees are correct and at this time if any changes are to be made to any of the forms that are currently in use.

Mr. Mikolajczyk thanked the Board for his reappointment as Code Officer for the 2012 year.

ASSESSOR

Mr. Flansburg stated that he is currently working on exemptions.

SUPERINTENDENT OF HIGHWAYS

Road work update: Due to no winter weather the roads are in good shape.

The attached 284 Agreement for Expenditure of Highway Money was presented to the Board:

AGREEMENT FOR THE EXPENDITURE OF HIGHWAY MONEYS

AGREEMENT between the Town Superintendent of Highways of the Town of OAKFIELD, GENESEE County, New York and the undersigned members of the Town Board.

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected in the Town of Oakfield for the repair and improvements of highways, and received from the State for State Aid for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS. The sum of \$130,000.00 shall be set aside to be expended for primary work and general repairs upon 20.21 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks for the renewals thereof.
2. PERMANENT IMPROVEMENTS. The following sums shall be set aside to be expended for the permanent improvements of town highways:
 - a. On the road commencing at ALL TOWN OWNED Roads, a distance of 20.21 miles. There shall be expended not over the sum of \$35,000.00.

Executed in duplicate this 10th day of JANUARY 2012

NOTE: This Agreement should be signed in triplicate by a majority of the Town Board, and by the Town Superintendent of Highways. One copy must be filed in the Town Clerk's office, one in the County Superintendent of Highway's office and on the Town Superintendent of Highway's office.

BUILDINGS & GROUNDS

All is ok, waiting for seal for over head door in the center back bay.

CEMETERIES

The 2011 Annual Report has been submitted.

**REVENUES
2011 ANNUAL REPORT
Town of Oakfield
(Cary & Reed Cemeteries)**

OPENINGS	8 @ \$400.00 = \$3200.00	
CREMATION OPENINGS	9 @ \$200.00 = \$1800.00	
HEADSTONE FOUNDATIONS	12 @	=\$1643.40
Sale of Plots	11 @ \$450.00 = \$4950.00	
Vault Storage	0 @ \$50.00 = \$0.00	
	TOTAL	\$11,593.40

PARKS

The Christmas trees are being taken down, and the project went very well. Thank you Melissa & Pam!

EQUIPMENT UPDATE

214 FTB Excavator is once again at Milton CAT for main cylinder repair. The seal is not working properly so the arms drift (settle down).

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PUBLIC WORKS UPDATE

Superintendent Dennis asked the Board if there were any comments on the Water Code Revisions by Clark Patterson. There were no comments.

Superintendent Dennis has a meeting on Wednesday, January 11, 2012 at 10:00 am on the Transmission Line for any questions or concerns.

Superintendent Dennis asked the Board if the Town is moving ahead with Water District 3; the answer is yes.

Mr. Dennis has drawings for the proposed water tank and a reminder of the meeting with the Village on Wednesday, January 11, 2012 at 3:30 pm at the Village Office.

LIBRARY

The new floor and paint look great.

HIGHWAY MISCELLANEOUS

Mr. Dennis made a sworn deposition for the Notice of Claim of Robin L. Volk and John Volk.

Mr. Dennis has been invited to GCC to listen to NYS Secretary of State on Governor Cuomo State of the State address.

RESOLUTION # 1 OF 2012

CONTRACT FOR SHARED SERVICES OF HIGHWAY DEPARTMENT

WHEREAS, the Town of Oakfield Superintendent of Highways reported that the Town of Oakfield Highway Department currently shares equipment, materials and Services with other Genesee County municipalities and neighboring counties on an informal bases and to be in compliance with New York State Highway Law and General Municipal Law continue the Town of Oakfield is required to adopt an agreement formalizing this agreement, and

WHEREAS, The Superintendent of Highways reported that municipalities, including the Town of Oakfield, have the power and authority to contract for the purpose of renting, leasing, exchanging, borrowing or maintaining of machinery and equipment, with or without operators, with other municipalities, and

WHEREAS, The Superintendent of Highways reported that it has been determined that the Town of Oakfield and other municipalities have machinery and equipment which are not used during certain periods and have stored materials and supplies which are not immediately needed, and

WHEREAS, It has been determined that by renting, borrowing, exchanging, leasing or maintaining highway machinery and equipment and the borrowing or lending of materials and supplies, the Town of Oakfield and other municipalities may avoid the necessity of purchasing certain needed highway

machinery and equipment and the purchasing of or storing a large inventory of certain extra materials and supplies, thereby saving taxpayers money, and

WHEREAS, It is the intent of the Town of Oakfield to give the Town of Oakfield Superintendent of Highways the authority to enter into renting, exchanging, borrowing, lending or maintaining arrangements with the persons serving in similar capacities in other municipalities or government agencies without the necessity of obtaining approval of the City/County/Town/Village/Government governing board prior to the making of each individual arrangement, and

WHEREAS, The Superintendent of Highways has presented an agreement which is expected to be adopted and placed into effect in other municipalities and will grant the person holding the position comparable to that of the head of the highway department authority to make such arrangements and has requested approval of this agreement by the Town Board of the Town of Oakfield, and

WHEREAS, The Town Board of the Town of Oakfield has determined that it is in the best interest of the Town of Oakfield to be a party to such a shared services arrangement and does concur with this recommendation.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor of the Town of Oakfield is hereby authorized and directed to execute the Highway Shared Services Agreement which shall be effective immediately for a two (2) year term through January 10, 2014 with a clause to allow two (2) additional year term (2) year renewals, and

BE IT FURTHER RESOLVED, that the Highway Superintendent of the Town of Oakfield is authorized and directed to file a copy of the Highway Shared Services Agreement with the Superintendent of Highways/Superintendent of Public Works of each municipality/government agency within the County of Genesee and Neighboring Counties.

**Motion by Town Councilman Kabel
Seconded by Town Councilman Veazey**

Passed 5-0

By order of the Oakfield Town Board
Town of Oakfield
3219 Drake Street
Oakfield, NY 14125

Mr. Dennis also submitted a request for Highway Schooling. A **motion** was made by Councilman Veazey, seconded by Councilperson Glor and carried by unanimous vote to allow Superintendent of Highways Alan R. Dennis approval to attend Highway Superintendents School, Highway Superintendents Fall

Conference and any other school, seminar or training sessions pertaining to the position of Town of Oakfield Superintendent of Highways.

Mr. Dennis has a meeting at 1:30 pm on Wednesday, January 11, 2012 regarding water standards and Local Government Efficiency Grant Application.

TOWN CLERK

The following bills were submitted for approval:

General Fund	1-21	\$52,047.82	
Part Town B	1-4	\$ 1,623.47	
Highway DA	1-6	\$17,043.13	
Highway DB	1-2	\$12,972.76	
	TOTAL		\$83,687.18

Since the Town is now switching insurance carrier over to NYMIR, they offer a Safe Driver's Course online that the men from the Highway Department can take and the Town will get a reduction on the insurance premium. The cost is \$19.00 each. A **motion** was made by Councilman Veazey, Councilman Martin to allow the Town Highway employees to take the online Safe Driver training for \$19.00 per person.

The following Intermunicipal Agreement was presented to the Board:

INTERMUNICIPAL AGREEMENT

This Agreement made and dated this 29th day of December, 2011 by and between the COUNTY OF GENESEE, a municipal corporation of the State of New York, with offices at 15 Main Street, Batavia, New York 14020, hereafter referred to as "COUNTY" and the Town of Oakfield, a municipal corporation of the State of New York, with offices at 3219 Drake Street, Oakfield, New York 14125, hereafter referred to as "TOWN."

WITNESSETH

WHEREAS, the COUNTY is obligated by the State and Local Law to reimburse the TOWN the full amount of re-levied delinquent real property taxes returned to the COUNTY, and

WHEREAS, the TOWN has authority by Local Law and/or ordinance to provide for the placement of various user charges as liens on its tax bills, the COUNTY is not obligated by law to reimburse these sums to the TOWN upon the submission of re-levied taxes, and

WHEREAS, the COUNTY has adopted Resolution 229 Clarification of Genesee County Legislature Resolution No. 216 of 1979 and the policy of the County of Genesee Regarding the Reimbursement of Re-levied Delinquent Village and Town Taxes, on July 14, 2011, wherein the COUNTY established the policy that the COUNTY will only pay over to the Towns and Villages, those amounts on their re-levied tax bills, which are taxes, and the COUNTY will not pay over to Towns and Villages non-tax sums such as user fees and demolition costs, or other charges, which are included in re-levied tax bills submitted to the COUNTY unless such other sums are mandatory statutory additions to taxes, and

WHEREAS, the parties are desirous of establishing a policy and procedure whereby the COUNTY will continue to enforce and collect delinquent re-levied Town and Village taxes, including various additional charges included in the Town and Village taxes as Liens thereon but which the COUNTY is not obligated to provide reimbursement thereof.

NOW, THEREFORE, in considerations of the terms, covenants and conditions herein contained and for the other good and valuable considerations, the receipt of which is hereby acknowledged, it is agreed between the parties as follows:

1. The TOWN may levy any and all additional charges, fees or costs as permitted by law on the COUNTY/TOWN bill, and
2. If the additional TOWN charges, fees or costs which are added to the tax bill remain unpaid upon the due date thereof, the COUNTY will reimburse and make whole the TOWN with respect to said additional sums, including such sums that the COUNTY is not obligated to reimburse or make whole, and
3. If the COUNTY is made whole either by payment or sale of the property at auction with regard to such delinquent taxes and additional sums, the COUNTY will notify the TOWN thereof, and
4. If, after completion of enforcement proceedings the COUNTY is not made whole with respect to said delinquent taxes and additional sums, the COUNTY will chargeback to the TOWN and the TOWN hereby agrees to pay back to the COUNTY the amount of additional sums included in the re-levy which the COUNTY is not obligated to reimburse to the TOWN and which remains unpaid pursuant to the enforcement proceedings, and
5. The COUNTY will notify the TOWN of the amount of said chargebacks in September of each year following the COUNTY's tax foreclosure auction, and
6. The chargeback amount will be due and payable by the TOWN the following January.

TERMS

That this Agreement shall commence on December 29, 2011 and shall remain in full force and effect unless and until terminated by either party upon 60 day written notice prior to the levy of additional charges by the TOWN.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be signed and their respective hand and seal to be hereunto affixed by their duly authorized officers the day and year first above written.

A **motion** was made by Councilman Veazey, seconded by Councilman Kabel to enter into the Intermunicipal Agreement for Reimbursement of Tax Re-Levies and carried by unanimous vote.

Town Clerk Haacke stated that she is waiting on the County Health Department for a "Letter of Support" for Water District 3.

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The current copier lease is up for renewal in March, so the Town Clerk will begin to look for a replacement.

The Town Clerk and Deputy Clerk are currently working on year end reports to Recycling Agencies, DEC and Building and Zoning.

SUPERVISOR

The Supervisor's Report is available for review.

Supervisor Cianfrini stated that he has spoken with Lucene Kaufman, the Supervisor of the Town of Elba. Mr. Cianfrini contacted Ms. Kaufman after an incident that happened in the Elba Town Court; the discussion was regarding a court facility merger. The two are to meet next Wednesday to discuss the matter. There may be some grant funding available.

Supervisor Cianfrini will also be meeting with Shaun Downing regarding the ambulance.

LIBRARY LIANSON

Mike Laycock was appointed to the Library Board.

The Library will hold an open house for the Children's Library on January 18th at 7:00 pm.

GAM

Councilperson Glor stated that she was unable to attend the December GAM meeting and is waiting on work as to where the January meeting will be held.

With no further business to be brought before the Board, a **motion** was made by Councilman Veazey, seconded by Councilman Martin and carried by unanimous vote to adjourn the meeting at 7:55 pm.

Respectfully submitted,

Melissa M. Haacke
Town Clerk